

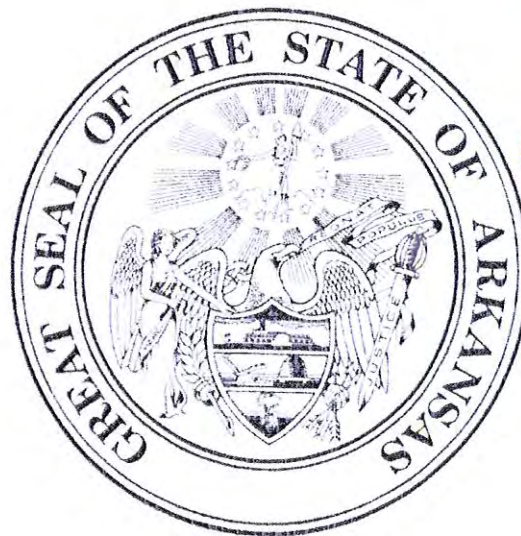


ARKANSAS DEPARTMENT OF EDUCATION



Open-Enrollment Public Charter School New Application

Deadline for Submission: August 31



RECEIVED
AUG 31 2012
CHARTER SCHOOL OFFICE

Charter School: America's Charter School

Date Submitted: August 31, 2012

Date Approved: _____

Arkansas Department of Education

Charter School Office
Four Capitol Mall, Room 302-B
Little Rock, AR 72201
501.683.5313

AMEERICA'S CHARTER SCHOOL APPLICATION FOR OPEN ENROLLMENT
CHARTER SCHOOL

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**STATE BOARD OF EDUCATION
ARKANSAS DEPARTMENT OF EDUCATION
APPLICATION FOR AN OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL**

A. GENERAL INFORMATION (Please type)

Name of Proposed Charter School: America's Charter School

Grade Level(s) for the School: 8-12 Student Enrollment cap: 500

Name of Sponsoring Entity: America's Charter School-Arkansas

The applicant is an "eligible entity" under the following category (check one):

a public institution of higher education;

a private nonsectarian institution of higher education;

a governmental entity; or

☒ an organization that is nonsectarian in its programs and operations, and is, or will be, exempt from taxation under Section 501(c) (3) of the Internal Revenue Code (provide evidence). (A copy of the entity's letter from the IRS reflecting tax exempt status or a copy of the entity's application for 501(c)(3) status must be attached to the application. Articles of incorporation or a letter acknowledging nonprofit status from the Secretary of State will not suffice). To be eligible, an entity must hold or have applied for 501(c)(3) status at the time this charter application is filed. The entity must receive formal tax exempt status under §501(c)(3) of the Internal Revenue Code of 1986 prior to the first day of its operation with students.

Name of Contact Person: Dr. Frank Holman

Address (no P.O. Box please): 206 West Holt Road City: Lincoln ZIP: 72744

Daytime Phone Number: 479-824-2800 FAX: 479-824-2859

E-mail: frankholman1@gmail.com

Charter Site Address: 303 East Pridemore Drive City: Lincoln, AR

ZIP: 72744 Date of Proposed Opening: Aug. 19, 2013

Chief Operating Officer
of Proposed Charter (if known): Dr. Frank A. Holman Title: Director

Address: 206 West Holt Road City: Lincoln

ZIP Code: 72744 Daytime Telephone Number: 479-824-2728

The proposed charter will be located in the Lincoln School District
 Provide a comprehensive list of all individuals, including but not limited to entity board members and charter school board members, involved in the organization and design of the proposed school as well as the proposed application process. Please note that Ark. Code Ann. § 6-24-105 prohibits charter school board members from contracting with or being employed by the charter school except in certain limited circumstances.

Name: John Watson	Position: Board Member	State of Residence: Arkansas
Name: Mary Gunter	Position: Board Member	State of Residence: Arkansas
Name: Merle Dickerson	Position: Board Member	State of Residence: Arkansas
Name: John Davidson	Position: Board Member	State of Residence: Arkansas
Name: Vacant	Position: Board Member	State of Residence: Arkansas

List the current K-12 student enrollment of the district where the proposed public charter school will be located.

1230 (Total District Enrollment)

List the school districts from which students are expected to come (use additional sheets as necessary).

Lincoln_____	Prairie Grove_____	Greenland_____
Elkins_____	West Fork_____	Decatur_____
Bentonville_____	Springdale_____	Siloam Springs_____

B. GENERAL DESCRIPTION

In succinct terms describe the proposed school including grade levels offered, student populations served, educational focus, and any other essential characteristics.

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In succinct terms describe the proposed school including grade levels offered, student populations served, educational focus, and any other essential characteristics.

The America's Charter School-Arkansas proposes the formation of an open enrollment charter school; America's Charter School. This school will serve students from grades eight through twelve in an academic environment with four anchoring pillars:

The four pillars of America's Charter School are:

- a. High Tech using one-to-one computers, digital resources, and the latest in technology delivery.
- b. Teacher Advancement Program-all teachers will use the latest best practices portal and research of the TAP program with curriculum, instruction, assessments, and accountability for performance based incentives (TAP Portal)
- c. New Tech Model of Project Based Learning, (PBL) and collaborative 21st Century tools for learning using the ECHO system with numerous rubrics and projects in the library.
- d. College and Career readiness curriculum to prepare students to be successful for an Associate Degree or a Career Technical Education experiences and or industry certifications.

The primary reason we are including the eighth grade in the America's Charter School is the eighth grade is a critical time for many students as they begin to think more seriously about plans for their future. The structure and culture of America's Charter School will serve as an important and useful tool that will aid these students in their maturation and natural need for greater independence. In addition to this benefit, we will introduce algebra, foreign language and some vocational programs at the 8th grade level and having the eighth grade students included in the new school will allow us to more fully integrate the New Tech model concepts within these content areas utilizing the latest digital technologies including one to one computers for students. The access and use of technology will allow for greater flexibility by creating a 24/7 environment.

The Teacher Advancement Program, (TAP), which utilizes the addition of Master and Mentor teachers to the teaching staff creates a truly embedded professional development environment for teachers that allows for continuous improvement in teaching skills that translates into improved learning opportunities for our students. By joining TAP we will partner with NIET, (National Institute for Excellence in Teaching),

who will provide support, training, research and use of their TAP portal. Another very important part of the TAP program is the teacher evaluation model that is based upon Charlotte Danielson's model.

To facilitate the transition to PBL the America's Charter School will join the New Tech Network, a consortium of eighty four schools that are connected through ECHO, a web-based system that unifies students' learning experiences, enabling them to share projects online, collaborate, communicate, research and create new knowledge" (New Tech Network).

Additionally, all New Tech Network schools are partnered with a Coach, who assists schools in transitioning into the New Tech Network, optimizing the resources available, aligning with state frameworks as well as providing other tools for success. This network partners with member schools to create, support and sustain this learning environment. All of our teachers will receive a week of intensive training from the New Tech Network. All core teachers will be trained by New Tech for the first year to begin academic integration during the first year. We plan to train additional teachers as enrollment increases until all teachers in our system are fully trained in the New Tech Model and project based learning is fully implemented.

Students in America's Charter School will be able to enroll in concurrent college courses to obtain a jump start on a college degree. In addition to preparing students to become college ready we will also seek to provide industry certification in several career and technical programs and will encourage all of our students to focus on being able to successfully enter the workforce in high skills, high demand vocations or to be fully prepared to successfully enter college. We will strive to develop 21st Century Skills in all of our students in order to prepare them as fully as possible for success in life.

D. REQUIRED INFORMATION

The applicant for the proposed open-enrollment charter, if approved by the State Board of Education, agrees to operate the educational program described below in accordance with the provisions described within this document, Arkansas Code Annotated §6-23-101 et seq, the State Board of Education Rules Governing Charter Schools, and the attached assurances. This is a narrative description of various components of the proposed charter school, and the responses to the following inquiries including any supporting attachment pages **must be limited to no more than 55 pages**.

Application Standards:

1. ***Describe the results of the public hearing, which was held for the purpose of assessing support for the establishment of this open-enrollment public charter school. Provide copies of any supporting evidence received.***

(See Narrative Attachment #1, page 32)

The public meeting in which the charter application was discussed took place on August 14, 2012 in the Lincoln Community Center. Although those in attendance were small in number they were very supportive and as the NWA Times newspaper article said in the headlines the next day, "Idea for Open School Receives Strong Support at Public Meeting in Lincoln".

2. ***Provide documentation that each of the following requirements of Arkansas Code Annotated §6-23-302 were met:***

A. The notice of the public hearing was published on a weekly basis for at least three (3) consecutive weeks prior to the date of the hearing in a newspaper having general circulation in America's Charter School in which the school will likely be located. (See Narrative Attachment #2, page 37)

B. The notice of the public hearing shall not be published in the classified or legal notice section of the newspaper. (See Narrative Attachment #3, page 38)

C. The last publication date of the notice shall be no less than seven (7) days prior to the public meeting. See application standard 1 and Narrative Attachment #, page 32)

D. Within seven (7) calendar days following the first publication of the notice of the public hearing, letters announcing the public hearing shall be sent to the superintendent of each of America's Charter Schools from which the open-enrollment public charter school is likely to draw students for the purpose of enrollment and the superintendent of any district that is contiguous to the district

in which the open-enrollment public charter school will be located. The letters shall identify, at a minimum, the full legal name of the eligible entity which intends to apply for a charter; a contact person's name, full address, daytime telephone number, and e-mail address; the name of the proposed open-enrollment public charter school; and the proposed location of the proposed open-enrollment public charter school. (See Narrative Attachment #4, page 40)

3. ***Describe the governing structure of the open-enrollment charter, including board composition, selection process, and responsibilities. Also describe the role of the administrators, faculty, parents, students, and community members in the leadership and decision-making of the school. As part of your response, please answer the following specific questions:***

The governing board for America's Charter School-Arkansas will serve as the governing board for America's Charter School and all governance decisions will be in compliance with the adopted bylaws and articles of incorporation. Administrators and teachers will fill roles similar to those in public schools with the administrators overseeing the business and academic programs of the school and also overseeing student discipline issues, public relations and accountability. The primary role of the teachers will be to provide instructional support to the students. They will be responsible for ensuring that required standards are embedded in the learning projects selected by the students and to ensure that students learn at required mastery levels. They also will serve as primary contacts with parents in dealing with academic and discipline issues. We see the role of the students as being very active. Students will select projects based upon their interests and will be responsible for completing assignments and tasks as part of a project team. They will have to collaborate regularly with team members and complete their assigned tasks on time. Students will also have broad decision making opportunities while working with team members and will help to decide upon the type of projects in which they engage, the nature of the reports they will produce and how they will interact with team members. The parents will play an important support role in overseeing the progress of their students to ensure that they are spending adequate amounts of time completing assignments. They can help to decide timelines with their children, and in collaboration with other parents and PBL team members. The parent involvement committee will allow interested parents to have input into schedules, how discipline issues may be handled and also into the school calendar. We see the community as encompassing all of the geographical area of the school and hope to gain wide spread support for the school within this community. Our hopes are that this will lead to voluntary donations of both time and cash to grow and improve the school. (See Narrative Attachment # 5 and required attachment # 5, page 66)

- A. ***Identify what individual job position(s) or entity(s) will have final decision-making authority for the school in the areas of (1) finance and purchasing; (2) student discipline; (3) hiring and firing of staff; and (4) hiring and firing of the school director or superintendent.***

- (1) The Director, (CFO) will have final decision making authority over finance and purchasing as authorized by the governing board.
- (2) In general, the principal will have authority over discipline of students. In serious circumstances decisions of the principal may be appealed to the director and then to the board, who will have final authority.
- (3) All personnel will be hired and fired by the board upon recommendation of the director.
- (4) The director will be hired and fired by the board.

B. Specify how the final decision-maker(s) identified in response to (3)(A) above will be selected or elected, including (1) length of term, (2) method of selection or election, and (3) who will have the authority to participate in the selection or election process.

The initial board members are a group of volunteers who have extensive experience in educational leadership at the K-12, Career Technical and college levels. These members are well known and respected across the state. After the first year members will be selected through an annual nomination and selection process for one year terms.

C. Explain how and to what extent the school's leadership will be accountable to parents.

Because of the nature of an open enrollment charter school, the leaders of the school are always accountable to the parents through the choice of enrollment in this school. Parents who are unhappy about the performance and actions of the school may chose to withdraw their students from this school. In addition, the school will always have an open door policy to discuss issues with parents and will have at least two parent/teacher conferences each year to allow parents to discuss the performance of their children as well as to discuss any areas of concern they may have with the school leadership.

4. Give the mission statement for the proposed open-enrollment public charter school.

The mission of the America's Charter School is to prepare students with the personal and academic skills needed to be college and career ready upon graduation and to succeed in the 21st century world.

We will be able to measure this by tracking graduation rates, college remediation rates and by the number of students who graduate with industry recognized certification.

5. ***Describe the educational need for the school.***

America's Charter School will cover the geographic area of Northwest Arkansas, primarily Benton, Washington, Madison and Crawford Counties. These counties include approximately 1/4th of the student population of Arkansas. Some of the schools within this geographic region have schools that are approaching 80% poverty levels and preliminary, unpublished, reports indicate that several schools will be identified as priority and focus schools as defined by the latest accountability standards for Arkansas.

America's Charter School will primarily seek to serve students who are currently disenfranchised from the regular public school setting, including students with at risk needs, language barriers, students who have difficulty fitting into a traditional school environment and who need the flexibility and one to one attention needed for success.

America's Charter School will be located within the city limits of Lincoln, Arkansas, a small rural community with a population of just under 2000 residents living within the city limits. Most of the students live outside of the city and over 53% are transported. The demographic data for the City of Lincoln* reveals that only 43.3% of the population over the age of 25 has a high school diploma, compared to 80.4% for the nation. More striking is the fact that only 4.7% of the population has a Bachelor's Degree or higher compared to a 24.4% national average. This translates into a median, annual income of \$27,639 for the population of Lincoln; much lower than the national average of \$41,994. Students, who grow up in a culture of poverty** and limited educational background within the home, do not always see the need for education in the same way as students who grow up in more privileged environments.

In addition, the world is changing rapidly and the skills and knowledge once considered sufficient to prepare a person for life are no longer adequate. These are the primary reasons we are joining the New Tech Network. Project based learning immediately places the learning in an applied context, making it easier for underprivileged students to see the connection to the real world. Our new instructional model will allow students to learn the challenging content contained within the state and common core curriculum in a setting that is easier to embrace. The New Tech initiative also places the learning of core subjects within a context that emphasizes the increasingly important skills of collaboration, critical thinking, work ethic, communication, content and IT Literacy. * U.S. Bureau of Census, Census 2000

**(Reference, Ruby Payne, "A Framework For Understanding Poverty")

6. ***Describe the educational program to be offered by the open-enrollment public charter school.***

America's Charter School, proposes an educational program with several distinct facets

utilizing blended virtual, Compressed Interactive Video and face to face instruction. In our model blended virtual is defined as a computer based content delivery that has a teacher available to monitor and facilitate the different dimensions of learning. One critical part of the definition of blended learning is that it involves “some element of student control of time, place, path, and/or pace.” Digital Learning Now describes each dimension:

- Time: Learning is no longer restricted to the school day or the school year.
 - Place: Learning is no longer restricted to the walls of the classroom.
 - Path: Learning is no longer restricted to the pedagogy used by the teacher. Interactive and adaptive software allows students to learn [in a method that is customized to their needs].
 - Pace: Learning is no longer restricted to the pace of an entire classroom of students.
- Source: “Roadmap for Reform,”

In our model some students will actually attend face to face classes at the school site and participate in CIV classes, receive instructional support from their assigned teacher/facilitator and work directly with team members on learning projects. Other students may only come to the school facilities for required meetings, assessments, parent/teacher conferences or special events. Students who are up to date in assignments and who exhibit no learning deficits may fall into this category, while students who are struggling to keep pace with assignments will be required to take part in remedial or enrichment activities, on campus, until their performance improves. In all cases students will have access to supervising teachers at any time during the regular instructional day and through the approved digital tools during after hour periods.

The School will employ an educational philosophy based on the tenets of project/problem/process based and interdisciplinary learning, with curricular and instructional strategies from the New Tech Network. In order to facilitate success in this new system and expand educational options, several changes will be proposed, including course specific changes, a new learning environment and more relevant graduation requirements aligned to 21st. Century Learning Skills. The school will be innovative and creative with personalized and customized curriculum delivered to students based on their individual needs. Students will have access to computers, digital content, and social media for collaboration, projects, and real world learning that will be required for them as they go to college or enter a career. Students will be required to be engaged and take ownership of their learning on a daily basis with responsibility for timelines, deadlines, and the ability to monitor and adjust if a team member is not being responsible.

Students will be able to participate and develop their understanding of the Common Core Standards being taught and create new meaning as they translate them into real world projects and apply their new learning to solve a problem. They will have the opportunity to present their work to peers, colleagues, faculty/staff,

Board/Administration, to the public. Also they will be able to have experts in the field provide feedback and suggestions for their projects as they proceed.

The school will provide computers and numerous digital tools, software, and videos for learning. The digital format allows almost immediate updates for books, materials, and digital learning with current learning not out of date.

The school will be able to have extended learning as a result of 24/7 access to content, software, projects (ECHO), media, and all the technology innovation. Students will have scheduled time each week for face to face meetings and instruction with their instructors using digital tools such as Skype, Blackboard, Compressed Distance Learning, or FaceTime. This will give students more flexibility but also ensure they are accountable for staying on track and not getting behind on assignments and projects. A more detailed example and explanation of this is given below:

I. Project Based Learning (PBL)

As an educational philosophy, Project Based Learning recognizes students' inherent drive to learn and allows for in-depth exploration of authentic and important topics across the curriculum. America's Charter will incorporate Project Based Learning in every classroom. All students will be assigned to project teams and will use the online tools just described to collaborate and communicate with their team members and facilitating teacher. Within the PBL model, all learning occurs through relevant projects that engage students. All projects require that the students use and develop the following skill sets: oral communication, written communication, content literacy, work ethic, real-world relevancy, collaboration and critical thinking. This model was developed over 15 years ago and now has over 80 schools across the nation as part of the New Tech Network. Recently the Governors Cabinet has worked with Governor Beebe to endorse this Project Based Learning model. America's Charter School faculty members will be training and implementing this model on the first year of operation and moving toward complete implementation in the future.

II. Interdisciplinary, or "Integrated Courses"

The second part of the educational philosophy of America's Charter School is interdisciplinary learning. The Association for Integrative Studies explains the highlights of interdisciplinary learning in this way: "Interdisciplinary combines the insights of knowledge domains to produce a more comprehensive understanding of complex problems, issues, or questions ranging from comparison to fully realized integration." Whereas there will be complete PBL in America's Charter School only select courses will be interdisciplinary in nature as some subjects do not lend themselves to being combined.

In a similar vein some content instructors will choose to create and complete

cross-curricular projects with teachers who teach other content in order for students to successfully grasp parallel content between the two courses. The number of these interdisciplinary, Integrated Courses, is limited for several reasons. Logistically, (1) the training and technology must accommodate a certain number of collaborative teams, (2) the size of the faculty and (3) collaborative planning times do not allow for unlimited Integrated Courses. America's Charter School has chosen to initially implement two Integrated Courses in grades eight and nine; one for each grade. In the future America's Charter School is planning to implement one integrated class per grade level, eighth through twelfth with the possibility of several multi-grade level integrated courses to allow students the flexibility of choice and direction in their studies. This will front-load the richness of the interdisciplinary curriculum, while allowing students to expand their education with electives and other core course choices.

Interdisciplinary, or cross-curricular, education will occur through co-taught courses the scope of which includes more than one core subject. Several studies have evaluated the effectiveness of team teaching, and data and literature support its value but recognize that a multiplicity of styles exist (Anderson and Speck). Though several styles of team teaching have been identified, the proposed model the Charter school would implement is called collaborative teaching. "This academic experience describes a traditional team teaching situation in which the team teachers work together in designing the course and teach the material not by the usual monologue, but rather by exchanging and discussing ideas and theories in front of the learners. Not only do the team teachers work together, but the course itself uses group learning techniques for the learners, such as small-group work, student-led discussion and joint test-taking" (Goetz and Jacobsen.) The benefits of team teaching are actualized through differences between instructors: difference in disciplines, pedagogies and philosophies.

III. Class Size

The class size for Integrated Courses will increase because multiple classes will be combined during certain periods of given projects. During these combined sessions the majority of class time will be spent with students working within small project groups, which will not only help students to develop and utilize the skills of communication and collaboration, but also enhance the feeling of small group learning. Students working within these groups will also benefit from the collective wisdom of all of the class groups. Even though the size of the class will increase, the student teacher ratio will basically remain the same because multiple teachers will be present during these integrated sessions.

In order to accommodate the increase in class size needed for these Integrated Courses, a new model of collaborative teaming and shared learning will be necessary to develop electronically. This new charter school will be grades eight through twelve. The Association for Integrative Studies asserts that coherence is an important pillar of quality interdisciplinary education. The New Tech Network has several strategies for

educational coherence, such as (1) joined planning period sessions between teachers and submission of project plans to the school principal. These sessions will allow for creative, innovative project planning that contextualize projects in meaningful ways rather than isolating them within a particular subject matter. (2) Teachers will now be accountable for a project plan, what currently would be considered comparable to a lesson plan, which will be reviewed by the principal. These project plans will be outlined and planned in the aforementioned New Tech Portal, which is accessible to all teachers and administrators. (3) The project plan will address which frameworks are being taught within each project, keeping America's Charter School in line with its continuing short-term goal of increasing Benchmark scores. (4) The Portal is an online system created and managed by the New Tech Network and serves as the ultimate mechanism for ensuring educational coherence. The Portal serves multiple purposes. Teachers upload their project plans in the Portal and have access to nearly a thousand pre-existing project plans from New Tech teachers across the nation. These projects are available to all teachers, and those who utilize the library renovate the project if needed to meet state Frameworks. The Portal also provides a unique advantage in that teachers will be able to view other project calendars to manage student workload. (5) As the transition occurs to the new common core standards, New Tech will assist with the development, implementation and instruction, as they have with their other Network schools nationwide.

IV. Criterion Based Assessment

Successful interdisciplinary education includes assessment as a strategy to improve and as an important, routine function of the process. There are two types of assessment: evaluation of students within the classroom and evaluation of the overall academic program. In terms of student work, New Tech provides a relevant evaluation structure that is criterion based. Its assessment system evaluates performance using criteria similar to those in the work world, thus encouraging accountability, goal setting and improved performance. The two teachers will grade students jointly in terms of their demonstrated use of 21st century skills (oral communication, written communication, content literacy, work ethic, real-world relevancy, collaboration and critical thinking). However, in the case of an interdisciplinary course that combines English and Social Studies, for example, the English teacher will grade the work that is most relevant to English and the Social Studies teacher will do likewise for Social Studies assignments. The students will receive one grade for each integrated course.

V. Teacher Advancement Program

Assessing America's Charter School overall progress as a New Tech school will be a process that involves several stakeholders. America's Charter School administration will work in parallel with the High School Leadership Team, (not defined), which consists of five teachers and a handful of at-large members, to assess progress and areas for growth based upon the TAP instructional and evaluation rubrics and the New Tech School Success Rubric. Perhaps most importantly, the New Tech Network's Coach will serve as a resource for support, guidance, evaluation and feedback throughout the year. Lastly, test scores of various types (The Learning Institute, ACTAAP, NWEA and teacher made) will be demonstrative of America's Charter School's growth with the aforementioned short-term goals as mentioned in Standard #3.

VI. Technology

Technology is considered a foundational strategy for enabling our educational philosophy. As such, technology will remain an integral part of every student, team, and faculty member. Students will have the necessary tools to engage their learning and to take ownership for collaborative projects. These factors will remain integral to becoming a successful New Tech school. At America's Charter School, technology will be used in every facet of projects as an efficient means to complete work and problem solve, and not in isolation from projects or used superficially at arbitrary points during projects. This dedication to relevant use of cutting edge technology would continue to thrive within the New Tech model.

VII. Expanding Educational Offerings: Courses Integrated Across Curriculum

There are a number of course-specific changes that will enhance the educational program. First, because speeches and presentations will be an integral part of each course students will become strong oral communicators. Because speech skills will be discussed, utilized and evaluated in all Integrated Courses, the Speech & Oral Communications course will not be necessary. This will enhance the educational program through expanding the frequency and depth of skills formerly taught in Speech & Oral Communications.

Second, Integrated Courses will allow students to learn core academic material within a setting that integrates this content within a context that may be more appealing to the students, such as the integration of math and career/technical content within a learning project.

Third, Arkansas History will not be taught in isolation, but rather throughout the

social studies content, increasing its relevancy and negating a need for a singular Arkansas History course and allowing for an extra elective in place of this requirement.

Lastly, the fine arts will be integrated in a substantive and meaningful way into the curriculum, particularly in the eighth grade. The fine arts do not happen in isolation of culture and intellect, but rather one greatly informs the other. This will increase appreciation of the arts across student demographics because it will have a presence across the curriculum. This integrative teaching will occur through Project Based Learning. Collaborative planning time between fine arts faculty and core course teachers will integrate fine arts components into projects that address Frameworks. Fine arts faculty will also have instructional time within these classrooms to address, explain and teach the fine art component of the project.

VII. Graduation Requirements

The educational program will include several additional graduation requirements, such as (1) community service, (2) electronic portfolio, (3) senior project accompanied by a public presentation, (4) an application to post-secondary school, application to the armed forces or (5) industry recognized certification or on the Job Work Experience in the Junior or Senior Year. These requirements will solidify 21st century skills, build civic engagement and clarify students' post-graduation plans.

VIII. School Day

The school daily schedule will be structured to accommodate the Integrated Courses and the Advisor/Advisee Program, before and after school activities and extended learning opportunities via web-based, virtual and blended virtual classes. Because of the ongoing and collaborative nature of projects an extended learning day will be necessary.

- 7. *List the specific measurable goals in reading, reading comprehension, mathematics, and mathematic reasoning based on the state mandated assessments, and any other assessment tools if used, for improving student academic achievement for each year of the public charter schools' initial five (5) year period.***

I. America's Charter School achievement goals in Reading, Reading Comprehension, Mathematics and Mathematic Reasoning will meet or exceed AMO and individual student growth goals each year for the first five years.

Tools:

ACTAAP (Arkansas Comprehensive Testing, Assessment and Accountability Program)

II. All students will have 80% mastery by the end of the school year on each SLE as measured by adopted assessments.

Tools: NWEA assessment and teacher generated, standards based assessments.

III. After the first year, attendance will increase by 1% each year for the first two years and .5% each subsequent three years or until we meet or exceed regional or state average, whichever is higher.

Tools: APSCN Attendance records.

IV. After the first year, the graduation rate will increase by 1%, and will continue to increase by the same increment each subsequent year or until we meet or exceed regional or state average, whichever is higher.

Tools: APSCN or ADE Documentation.

8. *Describe the process that will be used to develop and align the curriculum with the Arkansas Curriculum Frameworks. Also describe plans to implement the curriculum requirements of the Common Core Standards in accordance with the timeframe adopted by the State Board of Education.*

Transition to the Common Core Curriculum is already taking place and by the time this school becomes operational the move to Common Core Curriculum will already have taken place. Plans will be made to ensure that all curriculum adopted by the school are aligned to the new Common Core. The faculty will have extensive training in Common Core during the lead up to becoming a New Tech school.

I. America's Charter School will use NWEA assessments, which are standards based and will be aligned to Common Core.

II. Teachers will be responsible for ensuring that Common Core Standards in their core subject matter are taught within Integrated Courses.

III. Projects that are developed will address appropriate standards, with all Common Core Standards being addressed in advance of the Benchmark test. Projects that are utilized from the Project Library within the Portal will be re-tooled if necessary to address Common Core Standards.

IV. The principal will supervise the process to ensure that Common Core Standards are being taught.

V. All project plans will be required to be programmed into the Portal two weeks before they become effective, providing ample opportunity to redress Common Core issues if necessary.

9. ***Describe the geographical area to be served by the charter, and list all school districts within the geographical area that may be affected by the open-enrollment public charter school.***

America's Charter School will primarily serve the Northwest Arkansas Region of the state. Specifically the School will encompass Washington, Benton, Madison and Crawford Counties. America's Charter Schools that might be affected by this school include Bentonville, Rogers, Springdale, Huntsville, Gravette, Decatur, Pea Ridge, Siloam Springs, Gentry, Lincoln, Prairie Grove, Farmington, Fayetteville, Elkins, Greenland and West Fork.

10. ***Describe the plan for the school officials to provide an annual report to parents, the community, and the State Board of Education that demonstrates the progress made by the charter school during any previous academic year in meeting its academic performance objectives. (See ADE Rules Governing Standards for Accreditation of Arkansas Public Schools and School Districts)***

America's Charter School will develop a comprehensive improvement plan each year. This plan will be based upon student performance and growth in academic achievement, teacher/principal evaluations performance, budget information including revenue and expenditures, professional development needs and parent involvement activities. This information will be compiled into an annual report to the parents, public, the Arkansas Department of Education and the Arkansas State Board of Education before October 1st of each year.

11. ***Describe the enrollment criteria and student admission, recruitment and selection processes for the proposed public charter school. Include a statement that a random, anonymous student selection method will be utilized in the event that more students apply for admission to the open-enrollment public charter school.***

Students who are of legal public school age and who are of 8th grade level, or higher, by either age appropriate or documented academic performance levels will be eligible to apply for admission. Students will be recruited by brochures, pamphlets, school web site and public notice. America's Charter School will use a random, anonymous selection method, with sibling allowance, for selecting students in the event that the enrollment cap of 500 is reached.

12. ***Summarize the job descriptions of the school director and other key personnel. Specify the qualifications to be met by professional employees (administrators, teachers, counselors, etc.) of the program. List the types of administrative positions, teaching positions, and support positions and how many of each.***

All America's Charter School personnel will be hired under the supervision and control

of the by the Board of Directors.

I. America's Charter School Director. (FTE of 1)

* Act as chief executive operating officer. Oversee all aspects of the operations of America's Charter School as directed by America's Charter School-Arkansas Board and in compliance with board bylaws including policy, articles of incorporation, state and federal law. (See Narrative Attachment # 5, page 66)

* Student and faculty recruitment.

*Chief Financial Officer.

Qualifications:

* Significant, substantive and strong experience in leadership, innovation and management and an advanced degree in the field of education or equivalent.

II. Administrator (Building Principal) (FTE of 1)

Responsibilities:

* Carry out the School and District missions as directed by the Director and under the authorization of the school board.

*Carry out the annual performance based appraisal by which each staff member will be held accountable

*Monitor the status of resources in order to fulfill the School and District's missions

*Prepare an annual budget to be presented to the Board

*Ensure building maintenance and safety.

*Oversee the implementation of the curriculum.

*Monitor student academic achievement regularly

Qualifications:

The qualifications of an administrator will be significant, substantive and strong experience in education and an advanced degree in the field of education.

II. New Tech Director/TAP Master Teacher Responsibilities: (FTE of 1)

Plans, organizes, directs and is responsible for leadership and all aspects of the educational program for New Tech initiative by focusing on an interdisciplinary project-based learning curriculum and instruction as the primary vehicle for improving student achievement and culture. Duties will include:

* Implements the New Tech Model with fidelity including student-centered project based learning and infusion of 21st century skill development.

* Provides leadership to staff in determining objectives and identifying school needs as the basis for developing long and short term plans.

* Commits to improving school culture.

* Implements of the New Tech Learning System (ECHO), tools and curriculum.

- * Supervises and evaluates the performance of personnel. * Identifies professional growth opportunities for staff.
- * Collaborates with higher education and business partnerships to support college courses, internships and community service experiences for students.
- * Lead and direct TAP cluster meetings, perform teacher evaluations and models research based instructional strategies. Conducts professional development activities as needed. Also builds student achievement data walls for use in cluster meetings and school improvement activities.

Qualifications: Bachelor Degree required. Master Degree preferred. Building Level Administration licensure or completion of program of study within proper timeline leading to Building Level Administration licensure required. Ability to effectively present information and respond to questions from teachers, staff, students, parents, community and business partners. Ability to solve practical problems and deal with a variety of concrete variables in situations where only limited standardization exists. Ability to interpret a variety of instructions furnished in written, oral, diagram or schedule form. Should have knowledge of curriculum, instruction and assessment best practices. Should have knowledge of Internet, Project Management, spreadsheet and word processing software systems.

III. Teacher Responsibilities: (Estimated and budgeted FTE of 25)

*Conduct classroom instruction *Work collaboratively with colleagues to plan and teach courses *Maintain an atmosphere conducive to learning *Reach as many different levels and kinds of learners as possible *Attend workshops and training for professional development *Continually teach, assess and modify for each student *As a result of TAP (Teacher Assessment Program), teachers meet weekly in clusters according to the subject matter they teach. Selected veteran teachers serve as mentors for new teachers and a master teacher who works with all career teachers.

Qualifications:

All teachers, with the exception of instructors teaching career preparedness courses must be highly qualified as according to NCIB. America's Charter School will be empowered to hire the best teachers for career preparedness course instructors despite licensure status.

13. Explain how the school will conduct its business office, with what personnel, and describe the process by which the governance structure of the school will adopt an annual budget.

The business office for America's Charter School-Arkansas will follow all required accounting procedures in accordance with the Arkansas Financial Accounting Manual. The Director will primarily oversee all financial matters of the school and will hire a qualified bookkeeper and a data processor on a contracted service basis to take care of

the financial and data records. This will include processing of requisitions and purchase orders, maintaining employee contracts, processing of payroll and maintain records and reports through APSCN. The annual budget will be developed through shared leadership as part of the ACSIP process. The director will have the final responsibility for completing the annual budget request and submitting a budget recommendation to the board of directors for final approval.

14. Describe the manner in which an annual audit of the financial and programmatic operations of the school will be conducted. Act 993 of 2011 requires that the Division of Legislative Audit conduct every new charter school's first-year audit unless the State Board approves otherwise. If the school wishes to utilize a licensed accountant or licensed certified public accountant to perform the first-year audit, please identify the accountant by name, firm, address, and phone number. The named accountant must meet the requirements of ADE Rules Governing Publicly Funded Educational Institution Audit Requirements, including the prohibition on auditors providing non-audit services (such as accounting or consulting services) to auditees. A school's preference as stated in this Application may not be changed without prior approval of the State Board of Education.

The annual audit for America's Charter School will comply with Act 993 of 2011 and will use the Arkansas Division of Legislative Audit to conduct its annual audit. Results of the financial and programmatic audit, including audit findings, will be posted on the school web site and made available to the public at the annual report to the public each year.

15. Provide a statement affirming that the public charter school will participate in the Arkansas Public School Computer Network, as required by state statute and by State Board of Education rule, for reporting both education data and financial data, including grant funds or private donations received directly by the charter school itself.

America's Charter School will participate in the Arkansas Public School Computer Network, (APSCN), as required by the state to report both educational and financial data, including grants and private donations received directly by the school.

16. Describe the facilities to be used. Give the present use of the facility. If the facility to be used for the school is a facility of a school district, describe the terms established by the local school board of the district stipulating the relationship between the proposed public charter school and the district pertaining to the use of the facility. Attach a copy of the agreement, signed by the president of the local school board, the chair or president of the governing body of the proposed open-enrollment public charter school, and the chief operating officer of the proposed charter. If the facility is not operated by a school district,

attach a copy of the Facilities Utilization Agreement, signed by the entity owning or operating the facility and the chief operating officer of the proposed charter. A proposed lease may also be submitted but is not required. Please note that any lease or other debt must be approved by the Commissioner of Education.

Please identify the owner(s) of the proposed facility and describe their relationship, if any, with:

- (1) Members of the local board of the public school district where the proposed open-enrollment public charter school will be located,*
- (2) Employees of the public school district where the proposed open-enrollment public charter school will be located,*
- (3) The eligible entity sponsoring the open-enrollment public charter school, or*
- (4) Employees/directors/administrators of the sponsoring entity or proposed open-enrollment public charter school.*

Include a statement that the facility will comply with all requirements for accessibility in accordance with the Americans with Disabilities Act (ADA) and Individuals with Disabilities Education Act (IDEA) and all other state and federal laws. If the facility does not currently meet these requirements, provide a list of items that will need to be addressed to bring the facility into compliance. Also include a statement of permissible uses for the facility from the local zoning authority, and whether there are any alcohol sales within 1000 feet of the facility.

An open-enrollment public charter school shall not commence operations with students in any facility unless the school has obtained a certificate of occupancy issued by a local code official approved by the state fire marshal, a certificate of occupancy or other approval of the state fire marshal, or a certificate of substantial completion issued by a licensed architect. The occupancy limits of any facility shall be as determined by the local code official or state fire marshal.

The facilities to be used are approximately 2,000 square feet in size and have most recently been used as commercial offices. The facility has 5 office spaces, a kitchen area, a printing/copy room, a conference room and two rest rooms.

The owner of the facility is Delbert Neal Helm and he has no relationship with members of the board, employees of the proposed public school where the charter will be located, the sponsoring entity for the charter school or employees of the sponsoring entity for this charter school.

The facilities will comply with all requirements for handicap accessibility in accordance with ADA and IDEA and all other state and federal laws. No classes

will be held in this facility until all applicable inspections and certifications required for occupancy have been met.

The facility is in compliance with permissible use requirements of the local zoning authorities and there are no alcohol sales within 1000 feet of the facility.

17. For each and every individual specifically identified by name in Section A of the Application (the contact person, chief operating officer, board members, and other individuals), identify any family or financial relationship which may exist between that individual and:

- (A) Any other individual specifically identified by name in Section A of the Application;
- (B) Any individual or entity whom the sponsoring entity or charter school has contracted with, or intends to contract with, to provide any services or products for the proposed charter school; or
- (C) The owner(s) of the facilities to be used.

For the purpose of this Standard, an individual has a financial relationship with another individual or entity if he or she:

- (1) Receives compensation or benefits directly or indirectly from the entity or individual;
- (2) Is an officer, director, partner, employee, or owner of more than 5% of the shares of an entity that is a corporation, partnership, sole proprietorship, or LLC; or
- (3) Has a family member (spouse, sibling, parent or child, or the spouse of a sibling, parent, or child) who is an officer, director, partner, employee, or owner of more than 5% of the shares of an entity that is a corporation, partnership, sole proprietorship, or LLC.

As defined by this standard, and in accordance with the adopted bylaws of the sponsoring entity, none of the of the other people named on section A of this application have any financial or family relationship with any individual or entity whom the sponsoring entity or charter school has contracted with, or intends to contract with, to provide any services or products to the proposed charter school or the owners of the facilities to be used.

18. Describe the manner in which the school will make provisions for the following student services unless a waiver is being sought:

- A) Guidance Program
- B) Health Services
- C) Media Center

- D) Transportation
- E) Special Education
- F) Alternative Education, including Alternative Learning Environments
- G) Gifted and Talented Program

Please note that under federal guidelines students with disabilities shall be provided specific services and all aspects of IDEA apply. The public charter school cannot waive the responsibility of providing services for students with disabilities.

- A) Guidance Program-Waiver and will have the principal providing services as well as some contracted services
- B) Health Services-waiver and integrated with Whole Child criteria and on-line support
- C) Media Center-Waiver and electronic media services provided
- D) Transportation-Waiver and will not transport students
- E) Special Education-will have 1.5 teachers and hire additional as needed
- F) Alternative Education, including Alternative Learning Environments-will provide services and meet in several different ways of curriculum development
- G) Gifted and Talented Program-Waiver but will also provide AP classes, concurrent classes, and career technical classes

19. Describe the manner in which the school will make provisions for food services. State whether the proposed charter school will apply to participate in the federal National School Lunch program or other federal nutrition programs.

Because much of the instruction will be virtual in nature and the student schedules will be flexible in nature, we will request a waiver from food services requirements and will not participate in the National School Lunch program and other federal nutrition programs except as they relate to instructional programs designed to increase nutritional literacy of our students.

20. Describe how the parents or guardians of the enrolled students will be involved with the school and its educational programs.

Parents of students enrolled in America's Charter school will have opportunities for full involvement through a variety of tools and strategies. At the beginning of each school year parents will attend a parent orientation meeting at which time a Parent Involvement Committee will be formed that will include interested parents. Regular, virtual meetings will be held throughout the school year using Skype and other digital resources. New Tech's online tool, ECHO, has many resources available to parents and

will serve as a type of online parent center. In addition to parent/teacher conferences, America's Charter School will also use regular surveys to solicit parental input into the programs offered by the school to gather school improvement suggestions.

21. *List the provisions of Title 6 of the Arkansas Code Annotated (Education Code), State Board of Education rules, and sections of the Standards for Accreditation of Arkansas Public Schools and School Districts that the open-enrollment public charter school seeks to be exempted from in order to meet the goals of the school. Identify the specific statute, rule, or standard requested to be waived by title and section number if applicable. Provide a brief description of the rationale for each waiver requested.*

STANDARD 21: REQUESTS FOR WAIVERS

The applicant seeks exemption from the following portions of Title 6 of the Arkansas Code Annotated ("Education Code") and related State Board of Education Rules and Standards for Accreditation of Arkansas Public Schools and School Districts:

A. Subtitle 2, Chapter 10, Section 6-10-106: Uniform Dates for Beginning and End of School Year: America's Charter School seeks exemption from this portion of the Education Code. Instead, America's Charter School may adopt an alternative calendar that reduces the number of vacation days in the summer to other times in the year. By creating more flexibility with the calendar, the first and second semesters can be more equally balanced, thereby improving semester courses taught in the first semester. By shortening the summer vacation and reallocating those vacation days into the regular academic year, teachers and students alike will be more refreshed and summer learning loss will be reduced.

B. Subtitle 2, Chapter 13, Subchapter 6, Section 6-13-601 et seq.: School District Boards of Directors Generally:

America's Charter School seeks exemption from this portion of the Education Code to the extent that its provisions relating to board size, qualifications, elections, duties, powers, terms, meeting location, and vacancies are: (a) generally not applicable in the open-enrollment charter school context, and/or (b) otherwise outlined in America's Charter School by-laws.

C. Subtitle 2, Chapter 13, Subchapter 13, Section 6-13-1303: Adoption of Policy:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires a vote by "licensed employees" before the Board of Directors may adopt a policy for implementing site-based decision making in America's Charter School, in light of the waiver request that is being made concerning "certified employees" under Section "G" on the following page. Instead, America's Charter School will require a vote by "instructional employees".

D. Subtitle 2, Chapter 13, Subchapter 14, Section 6-13-1401 et seq.: Consolidation, Annexation, and Formation:

America's Charter School seeks exemption from this portion of the Education Code to the extent that its provisions are generally not applicable in the open-enrollment charter school context.

E. Subtitle 2, Chapter 14, Section 6-14-101 et seq.: School Elections:

America's Charter School seeks exemption from this portion of the Education Code to the extent that its provisions are generally not applicable in the open-enrollment charter school context.

F. Subtitle 2, Chapter 15, Subchapter 9, Section 6-15-902(a): Grading Scale-Exemptions-Special Education Classes:

America's Charter School seeks exemption from this portion of the Education Code. Instead, America's Charter School will adopt the following more rigorous grading scale to ensure mastery of the relevant material: A = 90% to 100%, B = 80% to 89%, C = 70% to 79%, and F = 69% and below. Require 80% mastery before able to move on and lower than 70% for extra help.

G. Subtitle 2, Chapter 15, Subchapter 10, Section 6-15-1004: Qualified Teachers in Every Public School Classroom:

America's Charter School requests the ability to hire the best teachers regardless of licensure status. Teachers who may be the best candidates may include but are not limited to: teachers with career experience, outside career certification or licensure in a specific field but extensive education in a different content matter. All interdisciplinary classes will be taught with at least one certified instructor.

H. Subtitle 2, Chapter 16, Subchapter 1, Section 6-16-102: School Day:

America's Charter School seeks exemption from this portion of the Education Code because the school's education program requires flexibility in addressing the unique needs of its at-risk student population. As such, America's Charter School requests that "school day" be defined as a day in which classes are in-session and students receive at least four (4) hours of documented face to face and/or virtual instructional time. The instructional day will be extended up to and beyond 6 hours for students in need of additional assistance using a variety of technology (Skype, Compressed Distance Learning, Face-Time, Blackboard, Web/based instruction, and other strategies. An average of thirty hours per week will be documented in a similar manner.

I. Subtitle 2, Chapter 16, Subchapter 1, Section 6-16-105: United States Flag:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires the erection of a flagstaff on the school grounds. America's Charter School may be leasing its facilities. As such, it may not be permitted to erect a flagstaff on the leased property. Otherwise, America's Charter School will seek alternative methods for prominently displaying the United States flag.

J. Subtitle 2, Chapter 16, Subchapter 1, Section 6-16-106: Arkansas Flag:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires the display of the Arkansas flag on a flagstaff on the school grounds. America's Charter School may be leasing its facilities. As such, it may not be permitted to erect a flagstaff on the leased property. Otherwise, America's Charter School will seek alternative methods for prominently displaying the Arkansas flag.

K. Subtitle 2, Chapter 17, Subchapter 1, Section 6-17-114:

Daily Planning Period: America's Charter School seeks exemption from this portion of the Education Code. The individualized curriculum utilized by America's Charter School dramatically reduces the time needed by a teacher for instructional planning.

L. Subtitle 2, Chapter 17, Subchapter 1, Section 6-17-117: Non-instructional

Duties:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires teachers to be contracted if they are assigned to more than sixty (60) minutes of non-instructional duties per week. Instead, America's Charter School- Arkansas requests that the time be increased to two-hundred forty (240) minutes. Such a revision recognizes that open-enrollment charter schools are often required to operate on a more limited budget than their traditional public school counterparts, requiring teachers to perform both instructional and non-instructional duties to achieve efficient and economical operation of the school.

M. Subtitle 2, Chapter 17, Subchapter 2, Section 6-17-203: Committee for Each School District:

America's Charter School seeks exemption from this portion of the Education Code. America's Charter School will not employ enough staff to comply.

N. Subtitle 2, Chapter 17, Subchapter 3, Section 6-17-301: Employment of Licensed Personnel:

America's Charter School seeks exemption from this portion of the Education Code. Instead, America's Charter School- Arkansas will employ all employees on an "at-will" basis. This means that employment with America's Charter School is voluntarily entered into, and the employee is free to resign at will, at any time, with or without notice or cause. Similarly, America's Charter School may terminate the employment relationship at will, at any time, with or without notice or cause, so long as there is no violation of applicable federal or state law.

O. Subtitle 2, Chapter 17, Subchapter 3, Section 6-17-302: Public School Principals-Qualifications and Responsibilities:

America's Charter School seeks exemption from this portion of the Education Code. Instead, the America's Charter School principal will be employed on an "at-will" basis and will not be required to hold a valid supervisory or administrative certificate. In addition to identifying a principal with the requisite skills and experience in education and management, America's Charter School will ensure that its principal is appropriately

qualified to lead the school through extensive training in the school's educational methodology.

P. Subtitle 2, Chapter 17, Subchapter 3, Section Certification-Waiver:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires teachers to be certified. America's Charter School will need the flexibility to identify and hire those individuals best suited to facilitate the school's unique educational program.

Q. Subtitle 2, Chapter 17, Subchapter 4: Certification Generally:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires teachers to be certified. America's Charter School will need the flexibility to identify and hire those individuals best suited to facilitate the school's unique educational program.

R. Subtitle 2, Chapter 17, Subchapter 8, Section 6-17-802: Twelve-Month Contracts for Vocational Agriculture Teachers:

America's Charter School seeks exemption from this portion of the Education Code.

S. Subtitle 2, Chapter 17, Subchapter 9, Section 6-17-902: Definitions:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires teachers to be certified. As such, America's Charter School will have the flexibility to identify and hire those individuals best suited to facilitate the school's unique educational program.

T. Subtitle 2, Chapter 17, Subchapter 9, Section 6-17-908: Teachers' Salary Fund:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires insurance or other fringe benefits to be approved by a majority of the teachers in America's Charter School. Instead, the provisions of insurance or other fringe benefits will be considered and provided pursuant to action by the Board of Trustees.

U. Subtitle 2, Chapter 17, Subchapter 9, Section 6-17-919: Warrants Void Without Valid Certificate and Contract:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires teachers to be certified and contracted. As such, America's Charter School will have the flexibility to identify and hire those individuals best suited to facilitate the school's unique educational program.

V. Subtitle 2, Chapter 17, Subchapter 12, Section 6-17-1301 et seq.: Teachers' Minimum Sick Leave Law:

America's Charter School seeks exemption from this portion of the Education Code. America's Charter School is seeking exemption from any law requiring teachers to be certified. As such, minimum sick leave for America's Charter School teachers will be addressed in Subtitle 2, Chapter 17, Subchapter 13, Section 6-17-1302.

W. Subtitle 2, Chapter 17, Subchapter 13, Section 6-17-1302: Definitions:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it excludes teachers from its definition of "school employee."

X. Subtitle 2, Chapter 17, Subchapter 15, Section 6-17-1501 et seq.: Teacher Fair Dismissal Act:

America's Charter School is seeking a waiver from the applicable sections of the Arkansas Code such that its teachers will not require certificates and may be employed on an "at-will" basis. As such, America's Charter School will be free to hire teachers skilled in the implementation of its unique educational program while maintaining the flexibility to dismiss those teachers when it becomes apparent that they are not performing to the high standards required for the successful implementation of that program. Employees will have the right to appeal their dismissal in accordance with a grievance policy adopted by the Board of Trustees.

Y. Subtitle 2, Chapter 17, Subchapter 17, Section 6-17-1701 et seq.: Public School Employee Fair Hearing Act:

America's Charter School seeks exemption from this portion of the Education Code. Instead, America's Charter School employees will be employed on an "at-will" basis. Employees will have the right to appeal their dismissal in accordance with a grievance policy adopted by the Board of Trustees.

Z. Subtitle 2, Chapter 17, Subchapter 22, Sections 6-17-2201 et seq.: Classified School Employee Minimum Salary Act:

America's Charter School seeks exemption from this portion of the Education Code. Instead, America's Charter School employees will be employed on an "at-will" basis and will be paid in accordance with the Fair Labor Standards Act, and in accordance with the personnel policies detailed in Waiver Request "AA" immediately below.

AA. Subtitle 2, Chapter 17, Subchapter 23: Personnel Policy Law for Classified Employees:

America's Charter School seeks exemption from this portion of the Education Code. Instead, the Board of Trustees for America's Charter School will adopt personnel policies, including, but are not limited to, the following terms and conditions of employment; salary schedule, fringe benefits, and other compensation issues; annual school calendar, including work days and holidays; evaluation procedures; leave; grievance procedures; termination or suspension; reduction in force; and assignments.

BB. Subtitle 2, Chapter 17, Subchapter 24, Section 6-17-2401 et seq.: Teacher Compensation Program of 2003:

America's Charter School seeks exemption from this portion of the Education Code. Instead, America's Charter School will provide compensation that is competitive with local public school districts. America's Charter School reserves the right to determine specific salary schedules, taking into account the teacher's years of experience, skill, education, and other qualifications.

CC. Subtitle 2, Chapter 18, Subchapter 10, Section 6-18-1001 et seq.: Public School Student Services Act:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires a guidance program and on-campus certified counselor. The principal and teachers will be equipped to give students advice regarding higher education options, life after high school, etc. Similarly, America's Charter School staff will be informed that they will be responsible to handle issues generally given to a campus counselor. Staff will be ready should such situations arise.

DD. Subtitle 2, Chapter 19: Transportation:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires America's Charter School to implement a transportation program.

EE. Subtitle 2, Chapter 21, Subchapter 1, Section 6-21-117: Leased Academic Facilities:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires that facilities leased by America's Charter School to conform to the school facility standards defined in the Arkansas School Facility Manual. Considering initial enrollment size, it will be difficult to financially follow through with this requirement. The applicant ensures that any and all facilities that it leases for academic purposes shall meet the requirements of all state and local health and safety codes, the Americans with Disabilities Act, and the Individuals with Disabilities Education Act.

FF. Subtitle 2, Chapter 42, Subchapter 1, Section 6-42-101 et seq.: Gifted and Talented -Children:

America's Charter School seeks exemption from this portion of the Education Code to the extent that it requires the inclusion of a gifted and talented program at America's Charter School. While there will undoubtedly be students who would qualify and benefit from such a program, the general student population at America's Charter School will be attending classes solely in order to get back on the path towards receiving their high school education as quickly as possible. Upon program assessment, if the need for such a program is determined then America's Charter School will attempt to align with a local distinguished college or university in order to offer students the opportunity to take dual-enrollment classes. Such classes would allow those interested in a college education the ability to complete advanced education courses while still working towards their high school diploma.

GG. STATUTE 6.17.114. Teacher planning time.

America's Charter School requests a waiver from the specific requirements of this standard for the new charter school. America's Charter School-Arkansas, will continue to provide adequate planning time for teachers (200 minutes per week), but requests greater flexibility in parceling planning time. This flexibility will allow for larger blocks of

time for co-planning and developing large projects which are integral to the success of integrated projects.

HH. STANDARD 9.03.3.11 Arkansas History: GRADES 5-8

America's Charter School requests that it be allowed to provide an alternative, effective way of teaching Arkansas History. Rather than teaching it as an isolated course, Arkansas history will be addressed in each grade level in a single class each year. By integrating it across the curriculum and into Project Based Learning, students will be more engaged with the subject matter and understand it more comprehensively, thus eliminating the need for a stand-alone Arkansas History course. All Arkansas History frameworks will still be addressed in the curriculum.

II. STANDARD 9.03.3.12 Course Credit: GRADE 8

America's Charter School requests that it be allowed to give credit to eighth graders for courses traditionally completed in High School specifically, Physical Science, CBA, Foreign Language, and Algebra I. The curriculum Frameworks in these courses will be addressed and taught. This will allow for science, vocational and mathematics frameworks to be introduced under the New Tech model at an earlier grade and still provide students with credit for the academic work they have achieved.

KK. STANDARD 9.03.4.1 CURRICULUM: LANGUAGE ARTS

We are asking for a waiver from teaching Speech & Oral Communications as an independent class. With a curriculum that is based on the PBL model, students will graduate from America's Charter School with a deep, meaningful presentation history and with a distinctively strong ability to communicate orally. The proper tools for strong oral communication skills will still be taught and measured uniformly, as all classes will use the same presentation rubric that was written according to the Arkansas frameworks and will later be adapted to fit the Common Core Standards. America's Charter School proposes that students receive their oral communication credit after successfully completing ninth and tenth grade English, at which point students will have had an ample oral communications background.

LL. STANDARD 10.02 CLASS SIZE

America's Charter School requests that it be given exemption from this standard because the nature of integrated units requires multiple classes to be combined creating larger class sizes than are currently allowed under this standard. The overall student to teacher ratio will not substantially change but may need to exceed current standards in some instances.

MM. STANDARD 10.02.5 CLASS SIZE AND TEACHING LOAD

America's Charter School requests an increase in the number of students a teacher can instruct in one day. As teachers will be a part of interdisciplinary, double blocked courses they have the potential to teach many more students in one day. However, they will be co-teaching these students which will offset the increase in students and the overall student to teacher ratio, or number per content area, will not

significantly change.

NN. STANDARD 14.01 GRADUATION REQUIREMENTS

I. America's Charter School requests exemption from teaching Career Orientation in eighth grade and to begin teaching the course CBA. Computer Business Applications (492129) (CBA).

II. America's Charter School requests a waiver from the state mandate to teach keyboarding in grades 5-8 but be allowed to move this instruction to mastery learning modules and integrated in the courses of the high school. Technology will remain an integral part of the charter classrooms. These and other important technological skills will be taught and practiced as a regular part of courses across the curriculum.

Technology will be fully implemented in all classrooms.

OO. STANDARD 14.03 UNIT OF CREDIT

America's Charter School requests the ability to teach multiple subjects simultaneously, thus exempting it from Carnegie Units. This would shift the focus to skills acquired and mastery rather than amount of time students spend in a seat. This would be another factor to provide greater flexibility in scheduling. This request only affects how credit is awarded and will not change the number of credits required by the state for graduation or the number of courses to be taught.

PP. STANDARD 16.01.3 GUIDANCE AND COUNSELING

The America's Charter will provide an Advisor/Advisee Program. All students in grades eight through twelve will participate in this program for twenty minutes every day. Advisors will direct students to successfully complete the graduation requirements and will supervise students' course credits. These advisors will also teach the importance and necessity of post secondary planning. The advisors will also work with students on self exploration and college/career searches through several means, including Career Action Planning (CAP) conferences and parental involvement.

QQ. STANDARD 9.03.3.6 GRADE 8; FINE ARTS

The fine arts will be integrated in a substantive and meaningful way into the curriculum, particularly in the seventh and eighth grades. The fine arts do not happen in isolation of culture and intellect, but rather one greatly informs the other. This will increase appreciation of the arts across student demographics because it will have a presence across the curriculum. This integrative teaching will occur through Project Based Learning. Collaborative planning time between fine arts faculty and core course teachers will integrate fine arts components into projects that address Frameworks. Fine arts faculty will also have instructional time within these classrooms to address, explain and teach the fine art component of the project. As the fine arts will be addressed throughout the curriculum, America's Charter School requests exemption from the grade 8 art requirement.

RR. STANDARD 9.03.3.7 HEALTH & SAFETY

In full implementation of Project Based Learning, the content of several subjects will be regularly integrated into the curriculum. Through Integrated Courses and PBL in other classrooms, the content traditionally taught in the Health & Safety course will be taught in other courses. We, therefore, request a waiver from teaching Health and Safety as a standalone course.

SS. STANDARD 9.03.3.8 TOOLS FOR LEARNING

In full implementation of Project Based Learning, the content of several subjects will be regularly integrated into the curriculum. Through Integrated Courses and PBL in other classrooms, the content traditionally taught in Tools for Learning course will be taught in other courses.

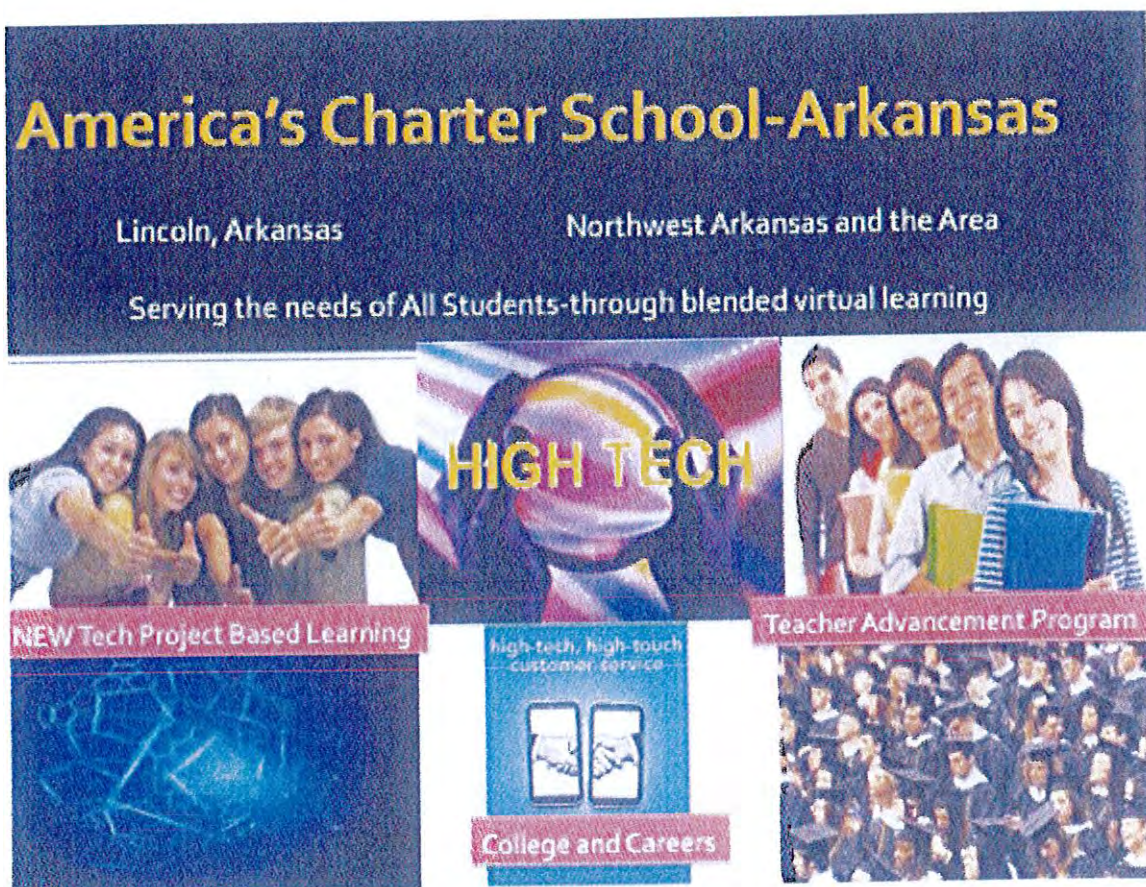
TT. STANDARD 9.03.3.9 CAREER AND TECHNICAL EDUCATION

America's Charter School provides excellent accessibility and consistent use of technology across the curriculum, through providing MacBooks to every student and digital resources. Regular technology skills such as keyboarding, program and software skills are utilized in every classroom. America's Charter School requests a waiver from teaching Computer Technology Introduction as technology will continue to be emphasized in every part of the curriculum.

22. Describe the potential impact of the proposed open-enrollment public charter school on the efforts of affected public school district(s) to comply with court orders and statutory obligations to create and maintain a unitary system of desegregated public schools.

There should not be any detrimental impact to public schools as a result of the open enrollment charter school. Schools will be able to work together to attract more students back to their campuses and also allow students more flexibility to increase the graduation rate in those schools.

This should not have any impact on any court orders in the area or have an effect on any desegregated public school in the areas to be served.



Public Meeting for Open Enrollment Charter School
Tuesday August 14, 2012
6:00 pm-7:00 pm
Lincoln Community Building on the Square

Agenda: America's Charter School-Arkansas

- 1. Welcome and Introductions**
 - Please fill out the Survey**
 - Sign In Sheet**
- 2. Presentation of Charter-Dr. Frank Holman**
- 3. Responses**
- 4. Questions**
- 5. Other**
- 6. Adjourn**

Tuesday August 14, 2012 6:00-7:00 pm Lincoln Community Building

33

Survey Instrument:

America's Charter School-Arkansas

Please fill out and sign or you may wish to leave it blank

1. What is your initial feeling about the information shared tonight concerning the proposed America's Charter School?
a. Supportive b. Not Supportive c. Need more information
2. Do you believe this type of open enrollment public charter will help students to become successful?
a. Yes b. no c. not sure
3. What is your greatest hope for this school to serve students in the area?
4. What are your top concerns or challenges you see ahead for the school?
5. What you like to receive additional information and materials in the future? If so be sure and have your contact information below.
a. yes b. no c. not now

Signature _____

Contact _____

Memo: Public Meeting for America's Charter School-Arkansas

Where: Lincoln City Community Building on the Square

When: August 14, 2012 6:00-7:00 pm

Attendance: Small number 12-15

Communications: Advertised in NWA Times and Springdale News in regular section of the paper for three weeks prior to the meeting

Sent registered mail to Lincoln Superintendent of letter of intent to pursue the Charter and mailed hard copy of the public hearing to Lincoln, Prairie Grove, and Siloam Springs Superintendent's Also sent out to all Superintendents in Washington, Benton, and Madison Counties and some in Crawford County, as well as I have personally discussed with seven superintendents in the area

Results: Although those in attendance were small in number they were very supportive and as the NWA Times newspaper article said in the headlines the next day, "Idea for Open School Receives Strong Support at Public Meeting in Lincoln".

Survey Instrument: America's Charter School-Arkansas

1. What is your initial feeling about the information share tonight concerning the proposed America's Charter School?

A. Supportive 100% B. Not Supportive C. Need more information

2. Do you believe this type of open enrollment public charter will help students to become successful?

A. Yes 100% B. No C. Not sure

3. What is your greatest hope for this school to serve students in the area?

All students will be served and have opportunities for college and career
More options, Better financed, That the need for alternatives be made
available to at risk students, Meet the needs of students that are not being
met by other schools, Help students with special circumstances to become
successful, Those who are struggling in the situation they are in now, Provide
choice to parents and students for a high-tech problem based learning
environment, Opportunity for students to have additional options to meet
their diverse needs, Help students who might otherwise "fall through the
cracks", To keep kids learning

4. What are your top concerns or challenges you see ahead for the school?

Funding, Approval and Funding, Changing educators paradigm from threat to
supporting or path for students at the center, Adequate funding stream,
Finance, staffing, public awareness, Other schools support, Getting it started
and up and running, Communications and opportunity

5. Would you like to receive additional information and materials in the future?

A. Yes 90% B. No C. Not now 10%

Comments and Other Suggestions:

Importance of meeting needs of students/connection to college and career tech

Media is represented here tonight

Is a charter school a treat in the area? Committed to making it a win/win for charter and public schools

You have been able to get people to see the benefits.

Will it help prepare for college?

How about preparing teachers for teaching in this type school? It will be like a lab for high tech, energetic and NTL teachers

Home Career Center has been approved-would those \$ be applicable

Encouraged by the ability to offer

Will it be open for adult education classes? Age requirements are what for this school?

Technology, not for profit and start up costs how does it get funded? Use of the foundation funding.

Will there be cooperative funding for start up?

Again very supportive, good questions, excited about the options for parents and students. No negatives and no opposition for people in attendance.

Mayor of Lincoln was not able to attend but made a point to see me the next day and voice his support and encouragement as well as help.

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AFFIDAVIT OF PUBLICATION

I, Karen Caler, do solemnly swear that I am the Legal Clerk of the Northwest Arkansas Newspapers, LLC, printed and published in Benton County and Washington County, Arkansas, of bona fide circulation, that from my own personal knowledge and reference to the files of said publication, the advertisement of:

AMERICA'S CHARTER SCHOOL Notice of Public Meeting

Was inserted in the regular editions of
The Northwest Arkansas Times
The Springdale Morning News

on: July 20, 27, August 3, 2012

Publication Costs: \$ 262.20

Karen Caler

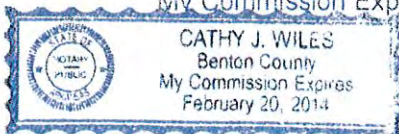
Karen Caler

Subscribed and sworn to before me
This 6 day of Aug, 2012.

Cathy Wiles

Notary Public

My Commission Expires: 2/20/2014



Do Not Pay from Affidavit

Invoice will be sent

Notice of Public Meeting

America's Charter School

America's Charter School, a proposed open-enrollment public charter school, is a unique and exciting new concept in education, offering a comprehensive, quality education for students in Grades 8-12 in a blended/virtual setting. Please join us on Tuesday, August 14 from 6:00 p.m. to 7:00 p.m. at the Community Center on the Square in Lincoln to hear more about this new and exceptional educational opportunity.

For more information, please call us at (479) 824-2728.

We look forward to seeing you on August 14.

Lisa Thompson, Managing Editor, 872-5168
Greg Harton, Local Editor, 571-6429
Donna Lonchar, Business Editor, 872-5026
Becca Martin-Brown, Features Editor, 872-5054

Established in 1860 as the Fayetteville Democrat.

P.O. Box 1607, Fayetteville, AR 72702.

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America's Charter School, a proposed open-enrollment public charter school, is a unique and exciting new concept in education, offering a comprehensive, quality education for students in Grades 8-12 in a blended/virtual setting. Please join us on Tuesday, August 14 from 6:00 p.m. to 7:00 p.m. at the Community Center on the square in Lincoln to hear more about this new and exceptional educational opportunity. For more information, please call us at (479) 824-7278. We look forward to seeing you on August 14.

America's Charter School

Based on his score on the Georgia Competency Test, the test consists of 21 evaluations of a person's ability to comprehend court functions, assist their attorney and comprehend charges against them.

"He cooperated with me during the exam and his behavior was appropriate," Whitmore said.

McKnight appeared marginic at times during the hearing Thursday. He often hid his head on the table in front of him.

At one point he shouted "I'm not crazy," "I can't ignore the facts that the defendant, on at least four occasions, has been found to be a malingerer," Storey said. "Dr. Bagner, it's a judgment call as to whether or not he's able to assist his attorney. In my judgment, the defendant fit to proceed."

McKnight is in the Washington County Detention Center without bond.

Narrative Attachment #3



Tyler Benson sits Thursday with Garry McKnight, who is accused aimed contained a bomb, during a competency hearing in the

more than 2,000 of the signatures gathered by Keep Dollars in Benton County were invalid to have the certification overturned. The group needed 41,171 signatures to make the ballot.

Marshall Ney, spokesman for Keep Dollars in Benton County, has said the group will focus on getting voters to the polls on election day. He said after the signatures needed for ballot access.

As a matter of policy, the Northwest Arkansas Times will publish corrections of errors in fact that have been printed in the newspaper.

The corrections will be made as soon as possible after the error has been brought to the attention of the editor at 571-6429. Sasha Volk is an employee of the Greenland Mini Mart. Her name was misspelled in a report in Thursday's edition about the store selling a \$1 million lottery ticket.



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Former Superintendent Seeks 10 Open School

IDEA RECEIVES STRONG SUPPORT AT PUBLIC MEETING IN LINCOLN

By Rose Ann Pearce
RPEARCE@NWAONLINE.COM

LINCOLN — A proposed open enrollment charter school, offering a blend of online courses and classroom time, received strong approval from a small, but supportive

group, Tuesday night.

Frank Holman, retired Lincoln superintendent, plans to apply to the Arkansas State Board of Education to open America's Charter School Arkansas for the 2013-14 school year. The application is due to the Education

Department by Aug. 30.

The Rev. Jerry Mizell, a local pastor, said he was encouraged by Holman's proposal to give teens a connection to alternatives in their education.

Mary Gunter, director of the Center for Leadership and Learning at Arkansas Tech University in Russellville, said, "Anytime there is an opportunity to provide

parents and students with a viable choice, it's a win-win."

The proposal also opens up opportunities for teachers with nontraditional licenses to offer their professional expertise to students, she said.

The public meeting is part of the application process, according to the Education Department's website.

Holman's plan is to enroll 250 students the first year to offer a combination of online classes and personal time with teachers with a technology enriched curriculum which would be personalized and customized to meet the needs of individual students and their families.

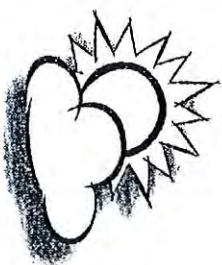
The school will be designed to serve students with at-risk needs, language

barriers and students who have difficulty fitting into the traditional school environment.

Students will be required to have 75 hours of community service per year, with 200 presentations to peers and the public and approved on-the-job experience before graduation, Holman said.

SEE SCHOOL PAGE 2A

TODAY'S WEATHER



90/70

BEAVER LAKE

112.6 FEET

NORTHWEST

ARKANSAS TIMES

Volume 146, Number 25

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Cabela's Offers Sneak Peek

AT A GLANCE

By Flip Puthoff
PUTTHOFF@NWAONLINE.COM

OPENING DAY

Cabela's, headquartered in Sydney, Neb., will open at 9 a.m. Aug. 30 at 2300 Promenade Blvd. in Rogers. Cabela's sells fishing, hunting and camping gear, clothing and equipment. The company was founded in 1961 by brothers Dick and Jim Cabela in Nebraska.

SOURCE: STAFF REPORT

Aug. 30 at 2300 Promenade Blvd.

ROGERS — A giant catfish named by the Cabela's staff as "Big Bertha" cruised lazily in a pool-sized aquarium Tuesday, wowing visitors with its size during a preview of the outdoor retail store.

The 45-pound fish will have an audience of thousands when Cabela's opens for business at 9 a.m.

Cabela's staff on

SEE PEEK PAGE 2A



STAFF PHOTO ANTHONY REYES

Chris Baker, aquarium curator at Cabela's, talks Tuesday about some of the fish in the warm water tank in Rogers. The store is set to open at 9 a.m. Aug. 30.

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Narrative Attachment # 4

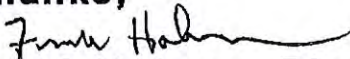
July 27, 2012

Dr. Allen Williams: Wanted to share with you the following information and make sure you are aware of the Public Meeting on August 14 on the square. I have sent this to Mike at the Coop and asked him to give to the other superintendents in the coop. I have visited with several but will be happy to share how this could be a win/win for districts and the charter. Several of the applications are from out of state charters with corporations from out of state. I believe it will be better to have someone from in state and a supporter of public education to be approved for an open enrollment public charter school.

I am planning this charter to market home schoolers, students that struggle in a traditional school, at risk students, and students that need more flexibility.

Information below is provided to help you better understand the process and charter plan, hopefully if you or other superintendent's have questions just let me know or give me a call.

Thanks,



**Frank Holman, Director
America's Charter School PO Box 554
Lincoln, Arkansas 72744
479-966-7030**

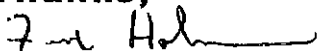
July 27, 2012

Mr. Clay Hendrix: Wanted to share with you the following information and make sure you are aware of the Public Meeting on August 14 on the square. I have sent this to Mike at the Coop and asked him to give to the other superintendents in the coop. I have visited with several but will be happy to share how this could be a win/win for districts and the charter. Several of the applications are from out of state charters with corporations from out of state. I believe it will be better to have someone from in state and a supporter of public education to be approved for an open enrollment public charter school.

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Information below is provided to help you better understand the process and charter plan, hopefully if you or other superintendent's have questions just let me know or give me a call.

Thanks,



Frank Holman, Director

America's Charter School PO Box 554

Lincoln, Arkansas 72744

479-966-7030

July 27, 2012

Mr. VanDyke (Mike): This letter is to inform you and other superintendents in the coop of my intention to open America's Charter School. I have visited with several but will be happy to discuss how this could be a win/win for districts and the charter. Several of the charter applications are from out of state charters with for profit corporations from out of state. I believe it will be better to have someone from in state and a supporter of public education to be approved for an open enrollment public charter school.

I am planning this charter to market home schoolers, students that struggle in a traditional school, at risk students, as well as students that need more flexibility.

Information below is provided to help you better understand the process and charter plan, hopefully if you or other superintendent's have questions just let me know or give me a call.

Thanks,


Frank Holman, Director
America's Charter School PO Box 554
Lincoln, Arkansas 72744
479-966-7030

America's Charter School is a proposed open enrollment charter school. A letter of intent to pursue the charter was sent into ADE June 30, 2012.

The application is due by August 31, 2012 and if approved by the state Board of Education students will enroll for the August 2013 school year.

Publications for a Notice of a Public Meeting is running for three weeks in the NWA Democrat/Gazette and we will have a public meeting in the community center on the square in Lincoln from 6:00 pm to 7:00 pm on Tuesday August 14th.

I am planning to meet with Coops and administrators to communicate the Charter will be a win-win proposition with districts and run by in state educators. It will be a, not for profit Charter, and a public school Charter if approved. Work is progressing on developing:

Application and 501c3 Corporation

Communications Plan including—web page, apps, research, and Charter information, goals, and results.

Partnership Opportunities: win/win for districts

America's Charter School is an open enrollment public school sanctioned and certified by the Arkansas Department of Education. This is an innovative and creative school for students with various learning needs and goals.

The school will be a blended/virtual school with instruction provided both on-line as well as at home, using face to face instruction through the latest in technology including Skype, FaceTime, live video, and blackboard. The student will have a combination of assignments, some work will be on computers alone, some work will involve collaboration with other students/teachers, as well as experts

in the field. Assessments will have a real world application to learning and students will be able to present their projects/solutions to peers and the public. Also the students will have quality teachers for guidance and assistance throughout their projects and will have direct instruction (workshops) as needed.

The four pillars of America's Charter School are:

- a. High Tech using one-to-one computers, digital resources, and the latest in technology delivery.**
- b. Teacher Advancement Program-all teachers will use the latest best practices portal and research of the TAP program with curriculum, instruction, assessments, and accountability for performance based incentives (TAP Portal)**
- c. New Tech Model of project based learning and collaborative 21st Century tools for learning using the ECHO system with numerous rubrics and projects in the library.**

d. College and Career readiness curriculum to prepare students to be successful for an Associate Degree or a Career Technical Education experiences and or industry certifications

America's Charter School will be able to customize and personalize the learning based on the needs of students as well as their families. The school will be able to serve students in the region including students with at risk needs, language barriers, and students that have difficulty fitting into the traditional school environment by providing the flexibility and personalization needed for success.

The Common Core Curriculum will be taught in a method to prepare students to be successful for College and Career in the new economy and apply the 21st Century Learning Skills based on their goals for the future.

Partnership with parents, other schools,

universities, career technical centers, business/industry, and other public agencies will be paramount for the success of this school. Students will be required to have a minimum of 75 hours of community service hours per year, 200 presentations to peers/public, and an approved on the job experience before graduation.

Narrative Attachment # 5

AMERICA'S CHARTER SCHOOL - ARKANSAS

BYLAWS

These Bylaws (the "Bylaws") govern the affairs of America's Charter School - Arkansas, a non-profit corporation (the "Corporation"), organized under the Arkansas Nonprofit Corporation Act (the "Act"). The Corporation is organized to enter into charters for one or more public charter schools in the State of Arkansas and to provide educational services to students and teachers throughout Arkansas.

ARTICLE I

Name and Incorporation; Purposes

Section 1. Name. The name of the corporation is America's Charter School - Arkansas.

Section 2. Location. The principal location of the Corporation shall be determined by the Board of Directors. The Board of Directors may change the location of any office of the Corporation at any time.

Section 3. Registered Office. The Corporation shall have and continuously maintain in the State of Arkansas a registered office and a registered agent whose office is identical with such registered office, as required by the Act. The registered agent and the address of the registered office may be changed from time to time by the Board of Directors as provided in the Act.

Section 4. Purposes. The purposes for which the Corporation is formed is exclusively for charitable and educational purposes as allowed by Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable regulations there under, and as further set forth in the Articles of Incorporation. Any activity not permitted to be carried on by an organization exempt under Section 501(c)(3) of the Code is hereby expressly prohibited. The Corporation pledges all of its assets for use in performing the charitable and educational purposes described herein and in the Articles of Incorporation.

The Corporation shall have all the powers given by the Act and any subsequent amendment thereof; provided, however, that the powers of the Corporation shall never be inconsistent with the purposes of the Corporation stated in the Articles of Incorporation and above or the laws of the State of Arkansas.

The Corporation is organized for nonprofit purposes. No part of the net earnings of the Corporation shall inure to the benefit of any director or officer of the Corporation, or any private individual, except that reasonable compensation may be paid for services rendered to or for the Corporation affecting one or more of its purposes (and no director, officer of the Corporation, or any private individual shall be entitled to share in the distribution of any of the corporate assets).

Section 5. Non-discrimination. The Corporation shall admit students of any race, color, national origin or ethnic origin to all rights, privileges, programs, and activities generally accorded or made available to students at the school. The Corporation shall not discriminate on the basis of race, color, national origin or ethnic origin in administration of its educational policies, admissions policies and athletic and other school-administered programs. The Corporation shall not discriminate on the basis of race, sex, national origin, ethnicity, religion, age, or disability in employment decisions, including hiring and retention of administrators, teachers, and other employees whose salaries or benefits are derived from any public moneys. The Corporation shall conduct all of its activities in accordance with all applicable local, state, and federal anti-discrimination laws, as well as in accordance with all other laws and regulations applicable to the operation of public charter schools in the State of Arkansas.

ARTICLE II Members

The Corporation shall have no members. The Board of Directors shall have all powers and duties for the conduct of the activities of the Corporation.

ARTICLE III Board of Directors

Section 1. Powers. The Board of Directors shall have all powers and authority for the management of the educational services, property, and affairs of the Corporation, to do such lawful acts as it deems proper and appropriate to promote the objectives and purposes of the Corporation. The Board of Directors may, by general resolution, delegate to committees of its own number or to officers of the Corporation such powers as it may see fit for specified periods of time.

Section 2. Number. The initial number of directors shall be five. Thereafter, the number of Directors may be increased or decreased from time to time by resolution of the Board of Directors, or by due election of that number of directors, but no decrease shall have the effect of decreasing the number of directors below three (3).

Section 3. Qualifications and Nominations. Board members shall be sought who reflect the qualities, qualifications and diversity determined by the Board of Directors. The Corporation nominating committee, or if no committee shall have been appointed the full Board of Directors, shall present a slate of potential Directors and officers for election by the Board of Directors at the Annual Meeting of the Board of Directors.

Section 4. Term. The Board of Directors shall be self-perpetuating. Each Director's term shall be for a term of one (1) year beginning on the date designated by the Board of Directors upon electing such Director and shall continue until such term ends and such director's successor has been elected and qualified, or until the director's death, resignation, or removal. There shall be no limit to the number of terms, consecutive or otherwise, during which a person may serve as a Director.

Section 5. Resignation. Any director may resign at any time by giving written notice to the President or the Secretary of the Corporation. Such resignation shall take effect at the time specified therein, and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective.

Section 6. Removal. The Board of Directors may remove any Director or Officer from his/her position as a Director by two-thirds (2/3) vote of the entire Board of Directors at any regular or special meeting, provided that a written statement of the reason or reasons shall have been delivered to such Director or Officer at least thirty (30) days before any final action is taken by the Board of Directors. Such statement shall be accompanied by a notice of the time when, and the place where, the Board is to take action on the removal. The Officer or Director shall be given an opportunity to be heard by the Board of Directors at the time and place mentioned in the notice.

Section 7. Vacancies. The Board of Directors may fill vacancies on the Board of Directors that occur for any reason after the Annual Meeting of the Board of Directors.

Section 8. Annual Meeting. An annual meeting of the Board of Directors for the election of Directors and Officers and such other business as may come before the meeting shall be held once a year, at such time and at such place, as may be fixed by the Board of Directors.

Section 9. Regular Meetings. In addition to the Annual Meeting, Regular meetings of the Board of Directors shall be held once a month from September through June, except in the month of the Annual Meeting, and at such other times as the Board may, from time to time, determine.

Section 10. Special Meetings. Special meetings of the Board of Directors may be held at any time upon the call of the President or three (3) directors for the transaction of such business as may properly be brought before the Board of Directors.

Section 11. Notice. Written notice to each Director shall be given not less than thirty (30) days before the date of the Annual Meeting, ten (10) days before any Regular meeting and not less than twenty-four (24) hours before a special meeting and shall include the time, place and purpose of such meeting. A waiver in writing signed by a person entitled to receive a notice shall be deemed equivalent to the giving of the notice. The attendance of a person at a meeting shall constitute a waiver of notice of the meeting unless the person attends for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened. Any and all meetings of the Board of Directors, or any committee thereof, shall be held in compliance with the Arkansas Freedom of Information Act, the Arkansas Charter Schools Act of 1999 and any other state law applicable to such meetings, including any notices required thereby.

Section 12. Quorum and Voting. A majority of the full number of directors shall constitute a quorum of the Board for the transaction of business. When a quorum is present, a majority of the Directors present may take any action on behalf of the Board, except to the extent that a larger number is required by law, by the Articles of Incorporation, or by these Bylaws. Each Director shall have one (1) vote, except that the President shall only vote if there is an equal number of votes for and against a matter in order to break the tie and allow the matter to be decided. Every act of a majority of the directors entitled to vote and present at a meeting duly held at which a quorum is present shall be regarded as the act of the Board of Directors.

Section 13. Meetings by Conference Telephone. Members of the Board of Directors, or any committee designated by the Board of Directors, may participate in a meeting of the Board of Directors or such committee by means of conference telephone or similar communications equipment if all persons participating in the meeting can hear each other. Participation in a meeting pursuant to this Section 13 shall constitute presence in person at such meeting.

Section 14. Compensation. Directors receive no payment for their services. With board approval, Directors may be reimbursed for out-of-pocket expenses incurred on approved board business.

Section 15. Committees. The Board of Directors may appoint standing committees and/or ad hoc committees as the Board deems necessary or advisable for the effective governing of the Corporation or any of its schools. Each committee shall have a charge specific to its permitted activities. Committees shall not have authority to take legislative or administrative actions, nor to adopt policies for the school.

Section 16. Meeting Attendance. Directors are expected to attend all Board meetings. It shall be the duty of the Secretary of the Board to communicate with any director after such director's three unexcused, consecutive absences to ascertain the director's interest in retaining Board membership. Failure to provide an adequate response may qualify as sufficient cause for removal from the Board of Directors.

ARTICLE IV Officers

Section 1. Titles. The Officers of the Corporation are a President, a Vice President, a Secretary, and a Treasurer. The Board of Directors may create such other officer positions as it thinks necessary. Any two or more offices may be held by the same person.

Section 2. Election. The Officers shall be elected by the Board of Directors at each Annual Meeting of the Board of Directors and shall serve for one year and until their successors are elected and qualified. Any Officer or agent elected or appointed by the Board of Directors may resign at any time.

Section 3. Vacancies. If the office of the President or Secretary becomes vacant for any reason, the Board of Directors shall elect a person to fill the vacancy. If the office or any other Officer becomes

vacant, the Board of Directors may fill the vacancy as the Board of Directors deems proper.

Section 4. Duties and Powers. The Officers shall have the duties and responsibilities belonging to their office, including those that follow.

- (a) The President shall be the chief executive officer of the Corporation, responsible, along with his/her fellow Directors, for the oversight of its business and affairs. He/she shall preside at all meetings of the Board. The President may enter into and execute in the name of the Corporation contracts or other instruments that are authorized by the Board of Directors. The President may delegate, as needed, to any other officer any or all of the duties of the office of President. He/she shall have such other powers and duties as may be prescribed by the Board of Directors or by these Bylaws.
- (b) The Vice President shall have such duties and responsibilities as may be delegated to him/her by the President. In the absence of the President, the Vice President shall perform all the duties of the President and, when so acting, shall have all the responsibilities of and be subject to all the restrictions as fall upon the President, including presiding at meetings of the Board of Directors. He/she shall have such other powers and duties as may be prescribed by the Board of Directors or by these Bylaws.
- (c) The Secretary shall cause notices of all meetings to be served to all members of the Board of Directors and shall keep or cause to be kept the minutes of all meetings of the Board, including the time and place, the names of those present, the actions taken, and the votes on such actions. He/she shall have such other powers and duties as may be prescribed by the Board or by these Bylaws.
- (d) The Treasurer shall be the chief financial officer of the Corporation and shall have oversight of the Business Administrator as that employee takes responsibility of the financial records, investments, and other evidences of school properties and assets. The Treasurer shall ensure that the Business Administrator keeps regular books of account for the Corporation that set out business transactions of the Corporation, such books to be at all times open to inspection at their place of keeping to any Board of Director member.

ARTICLE VI

Conflict

No Officer or member of the Board of Directors shall enter into any contract with the Corporation in which the interest of such individual and that of the Corporation may conflict, unless such contract be approved by vote of at least two-thirds (2/3) of the members of the Board of Directors present and eligible to vote at any meeting at which a quorum is present.

ARTICLE VII

Indemnification and Insurance

Section 1. Indemnification of Officers, Directors and Agents. The Corporation may indemnify a person who was, is, or is threatened to be made a named defendant or respondent in a proceeding because the person is or was a director, officer, employee, agent or volunteer of the Corporation to the fullest extent permitted by the Act, specifically including A.C.A. § 4-33-851 and A.C.A. § 4-33-856, provided such indemnification is permitted by the applicable provisions of the Code. Such indemnification may include the advancement of expenses to the full extent permitted by the Act.

Section 2. Insurance. The Corporation may procure or maintain insurance and such other arrangements as are expressly authorized by the Act (A.C.A. § 4-33-857), at its expense, to protect it and officer, director, employee or agent, whether or not the Corporation would have the power to indemnify such person against such expense or liability.

ARTICLE VIII General Provisions

Section 1. Fiscal Year. The fiscal year of the Corporation shall be July 1st to June 30th.

Section 2. Check Signing. The Board of Directors shall establish a policy setting the amount above which checks must have the signatures of both the President and the Secretary.

Section 3. Execution of Documents. Unless specifically authorized by the Board of Directors or as otherwise required by law, all final contracts, deeds, conveyances, leases, promissory notes, or legal written instruments executed in the name of and on behalf of the Corporation shall be signed and executed by the President pursuant to the general authorization of the Board of Directors.

Section 4. Records. The Corporation will keep correct and complete records of account and will also keep minutes of the proceedings of the Board of Directors and committees. The Corporation will keep at its principal place of business the original or a copy of its bylaws, including amendments to date certified by the Secretary of the Corporation.

Section 5. Legal Authorities Governing Construction of Bylaws. The Bylaws shall be construed in accordance with the laws of the state of Arkansas. All references in the Bylaws to statutes, regulations, or other sources of legal authority shall refer to the authorities cited, or their successors, as they may be amended from time to time.

Section 6. Legal Construction. If any Bylaw provision is held to be invalid, illegal, or unenforceable in any respect, the invalidity, illegality, or unenforceability shall not affect any other provision, and the Bylaws shall be construed as if the invalid, illegal, or unenforceable provision had not been included in the Bylaws.

ARTICLE IX Dissolution

No Director, officer, or other private individual is entitled to share in any distribution of the Corporation's assets upon its dissolution. Upon the dissolution of the Corporation, and after winding up its affairs and paying or providing for all the other lawful liabilities of the Corporation under applicable law, the Corporation shall distribute its assets as set forth in the Articles of Incorporation.

ARTICLE X Amendments

The Board of Directors shall have the power to make, amend, or repeal these Bylaws, either in whole or in part. The Bylaws may be amended at any regular meeting of the Board of Directors or any special meeting called for that purpose. Written notice stating the time and location of the regular meeting or special meeting must be given to all Directors and, if required, posted in all places required by the Arkansas Freedom of Information Act. Any change shall require the approval by a two-thirds (2/3) vote of the full membership of the Board of Directors, except that Article I, Section 4. and Article IX may be amended only by the affirmative vote of all of the members of the Board of Directors and no amendment shall authorize the Board of Directors to conduct the affairs of the Corporation in any manner or for any purpose contrary to the provisions of Section 501(c)(3) of the Code, or any successor provision.

The Board of Directors shall have the power to amend the Articles of Incorporation, either in whole or in part, by the approval of two-thirds (2/3) of the full membership of the Board of Directors, except that Article V may be amended only by the affirmative vote of all of the members of the Board of Directors and no amendment shall authorize the Board of Directors to conduct the affairs of the Corporation in any manner or for any purpose contrary to the provisions of Section 501(c)(3) of the Code, or any successor provision.

Required Attachment #1

Americas Charter School-Arkansas 2013-14 calendar

AUGUST

7th-9th New Teacher Orientation 12th-14th Teacher In-Service required School

19th First Day for Students

SEPTEMBER

2nd Labor Day Holiday

19th Parent Teacher Conference School

20rd Teacher In-Service required

OCTOBER

18th End of 1st quarter

NOVEMBER

25th-29th Thanksgiving Break

DECEMBER

23-January 5th Christmas Holiday

JANUARY

6th School Resumes

FEBRUARY

6th Parent Teacher Conf.

10th Teacher In-Service req.

MARCH

7th End of 3rd quarter 17-21 Spring Break

Good Friday Holiday

MAY

19th -21st Semester Test

End of 4th Quarter (178

26th Memorial Day Holiday May

22—28 Five Snow days built in

18-20 Semester Tests

178 Days for Students

2 Days for PTC

10 Days for PD

190 Days total

190 Total DaysAmerica's Charter School High School Instructional Schedule							
	9:00 AM	10:00 AM	11:00 AM	12:00 PM	1:00 PM	2:00 PM	3:00-PM
Monday	Language Arts	Language Arts	Math		Teacher LAB	Teacher Lab	Teacher Extra Help Session
	Collaborative Time	Math Lab		Collaborative Time	Science		Elective
Tuesday	Math	Foreign Language	Math Lab	Reading Lab	Math Lab	Math Lab	LA LAB
	Writing Workshop		Science Lab		Social Studies / History	Integrated Class	Integrated Class
Wednesday	Math	Language Arts	Intensive Reading	Reading Lab	ART/Project Lab	Math Lab	Math Lab
							LA LAB
Thursday	Language Arts	Foreign Language	Elective	Reading Lab	Math Lab	Math Lab	Math Lab
		Career Planning					Advanced Learners
	Project Focus	Project	Project	Workshop	Workshop	Workshop	Career Planning
Friday	1 on 1/small group	Intensive Reading	1 on 1/ small group	1 on 1/small group	1 on 1/small group	Social Studies / History	Science
	Math Lab	Math Lab	Math Lab	Reading Lab	Workshop	Project Work	Career Planning

Math, Language Arts, Science, and Social Studies are all scheduled times for direct instruction with staff, as well as extra help sessions with Workshops assigned for students needed more assistance.

Integrated Classes will be assigned as soon as schedules are finalized based on student interests and career goals. Student performance will be able to be tracked and verified using ECHO system, and TAP Portal for teachers.

The instruction will be a competency based mastery learning system for students to meet mastery of the content at 80% levels and when falling lower than 70% a required time for extra help will be scheduled.

Content will be taught in projects using the library of New Tech, ACOTT, Buck Institute, Digital Libraries, and other sources to meet the Common Core Standards

**OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL
FACILITIES UTILIZATION AGREEMENT**

Lessor (Owner): Delbert Neil Helm MBR Lincoln Area Realty

Lessee (Tenant): Frank Holman, Director, America's Charter School

Any information regarding affiliation, family ties, or other relationships between the Lessor (Owner) and Lessee (Tenant) must be disclosed with the facilities lease agreement.

Describe the present use
of the facility:

Vacant Office Space

Premises:

303 East Pridemore Drive, Lincoln, AR 72744
address

20000

square footage

Terms of Lease:

One Year: August 1, 2012 through July 31, 2014

Rental Amount:

\$500 per month

Contingency:

The terms of this agreement are contingent upon
America's Charter School-Arkansas (sponsoring entity)
receiving a charter to operate an open-enrollment public
charter school from the State Board of Education
by August of 2013.

Statutory Language Concerning No Indebtedness: No indebtedness of any kind incurred or created by the open-enrollment public charter school shall constitute an indebtedness of the State of Arkansas or its political subdivisions, and no indebtedness of the open-enrollment public charter school shall involve or be secured by the faith, credit, or taxing power of the state or its political subdivisions. An open-enrollment public charter school shall not incur any debt, including any lease, without the prior review and approval of the Commissioner of Education.

Lessee:

Lessor:

By _____

By _____

Date _____

Date _____

Public Charter School Application
Estimated Budget Worksheet, Year One (2013-2014)

<u>Line#</u>	<u>Revenues</u>	<u>Amount</u>	<u>Total</u>
1	State Public Charter School Aid:		
2	No. of Students (500) x \$6,267.00 State Foundation Funding		
3			\$3,133,500.00
4	No. of Students (500) x \$42.38 Professional Development		\$21,190.00.00
5	No. of Students (250) x eligible rate* NSLA Funding		\$129,250.00
6	Total State Charter School Aid		\$3,283,940.00
7			
8	Other Sources of Revenues:		
9	Private Donations or Gifts		
10	Federal Grants (List the amount)		
11	Special Grants (List the amount)		
12	Other (Specifically Describe)		
13			
14	Total Other Sources of Revenues		
15			
16	TOTAL REVENUES		\$3,283,940.00
17			
	<u>Expenditures</u>	<u>Amount</u>	<u>Total</u>
19	Administration:		
20	Salaries: (No. of Positions <u>2</u>)	\$160,000	
21	Fringe Benefits	\$42,640	
22	Purchased Services	\$25,000	
23	Supplies and Materials	\$10,000	
24	Equipment	\$5,000	
25	Other (Describe)		\$242,640.00
26			
27	Regular Classroom Instruction:		
28	Salaries: (No. of Positions <u>25</u>)	\$1,320,526.30	
29	Fringe Benefits	\$351,920.26	
30	Purchased Services	\$563,690.00	
31	Supplies and Materials	\$12,250.00	
32	Equipment	\$31,250.00	
33	Other (Describe)		\$2,329,886.56

*NSLA Funding eligibility rate: the amount of funding is based on the percentage of students eligible for free or reduced price meals. Below seventy percent (70%): \$517.00 per student; between seventy and ninety percent (70-90%): \$1,033.00 per student; and ninety percent and above (90%): \$1,549.00 per student. Please note that a charter school that does not participate in the National School Lunch program is not eligible to receive NSLA funding.

34	(Budget Continued)		
35	Special Education:		
36	Salaries: (No. of Positions <u>1.5</u>)	\$75,000.00	
37	Fringe Benefits	\$19,987.50	
38	Purchased Services	\$3,750.00	
39	Supplies and Materials	\$750.00	
40	Equipment	\$1,875.00	
41	Other (Describe)		\$101,362.50.00
42			
43	Gifted and Talented Program:		
44	Salaries: (No. of Positions <u>0</u>)	Waiver	
45	Fringe Benefits		
46	Purchased Services		
47	Supplies and Materials		
48	Equipment		
49	Other (Describe)		
50			
51	Alternative Education Program/ Alternative Learning Environments:		
52	Salaries: (No. of Positions <u>1</u>)	\$50,000	
53	Fringe Benefits	\$13,325.00	
54	Purchased Services	\$2,500.00	
55	Supplies and Materials	\$500.00	
56	Equipment	\$2,500	
57	Other (Describe)		\$68,825.00
58			
59	Guidance Services:		
60	Salaries: (No. of Positions <u>0</u>)	Waiver	
61	Fringe Benefits		
62	Purchased Services		
63	Supplies and Materials		
64	Equipment		
65	Other (Describe)		\$0.00
66			
67	Health Services:		
68	Salaries: (No. of Positions <u>0</u>)	Waiver Request	
69	Fringe Benefits		
70	Purchased Services	\$21,000	
71	Supplies and Materials		
72	Equipment		
73	Other (Describe)		\$21,000.00

74	(Budget Continued)		
75	Media Services: Technology Support		
76	Salaries: (No. of Positions <u>1</u>)	\$50,000	
77	Fringe Benefits	\$13,325.00	
78	Purchased Services	\$2,500.00	
79	Supplies and Materials	\$500.00	
80	Equipment	\$2,500	
81	Other (Describe)		\$68,825.00
82			
83	Fiscal Services:		
84	Salaries: (No. of Positions <u>1</u>)	Contract Service	
85	Fringe Benefits		
86	Purchased Services	\$40,000	
87	Supplies and Materials		
88	Equipment		
89	Other (Describe)		\$40,000.00
90			
91	Maintenance and Operation:		
92	Salaries: (No. of Positions <u>0</u>)	NA	
93	Fringe Benefits		
94	Purchased Services	Waiver- Leased facilities	
95	(include utilities)		
96	Supplies and Materials		
97	Equipment		
98	Other (Describe)		\$0.00
99			
100	Pupil Transportation:		
101	Salaries: (No. of Positions <u> </u>)	None/Waiver	
102	Fringe Benefits		
103	Purchased Services		
104	Supplies and Materials		
105	Equipment		
106	Other (Describe)		\$0.00
107			
108	Food Services:		
109	Salaries: (No. of Positions <u>0</u>)	Waiver Request	
110	Fringe Benefits		
111	Purchased Services		
112	Supplies and Materials		
113	Equipment		
114	Other (Describe)		\$0.00

115	<i>(Budget Continued)</i>		
116	Data Processing:		
117	Salaries: (No. of Positions <u>1</u>)	<u>Contract Service</u>	
118	Fringe Benefits		
119	Purchased Services	<u>\$40,000</u>	
120	Supplies and Materials		
121	Equipment		
122	Other (Describe)		<u>\$40,000.00</u>
123			
124	Substitute Personnel:		
125	Salaries: (No. of Positions <u>1</u> @ 125 days)	<u>@ \$81.50 per day</u>	
126	Fringe Benefits (Contract Service)		<u>\$10,187.50.00</u>
127			
128	Facilities:		
	Lease/Purchase (contract for one total year including facility upgrades)	<u>\$6,000</u>	
129			
130	Please list upgrades:		
131			
	Utilities (contract for one total year including facility upgrades)	<u>\$2,400</u>	
132			
	Insurance (contract for one total year including facility upgrades):		
133			
134	Property Insurance		
135	Content Insurance	<u>\$600</u>	<u>\$9,000</u>
136			
		<u>Student Laptop computers</u>	<u>\$210,000.00</u>
137	Debt Expenditures:		
138	Other Expenditures:		
139	(Describe)		<u>\$0.00</u>
140			
141	TOTAL EXPENDITURES		\$3,141,726.56

Public Charter School Application
Estimated Budget Worksheet, Year Two (2014-2015)

<u>Line#</u>	<u>Revenues</u>	<u>Amount</u>	<u>Total</u>
1	State Public Charter School Aid:		
2	No. of Students ((500) x \$6,267.00 State Foundation Funding		\$ 3,133,500.00
3			
4	No. of Students (500) x \$42.38 Professional Development		\$ 21,190.00
5	No. of Students (250) x eligible rate* NSLA Funding		\$ 129,250.00
6	Total State Charter School Aid		\$ 3,283,940.00
7			
8	Other Sources of Revenues:		
9	Private Donations or Gifts		
10	Federal Grants (List the amount)		
11	Special Grants (List the amount)		
12	Other (Specifically Describe)		
13			
14	Total Other Sources of Revenues		\$0.00
15			
16	TOTAL REVENUES		\$ 3,283,940.00

	<u>Expenditures</u>	<u>Amount</u>	<u>Total</u>
18			
19	Administration:		
20	Salaries: (No. of Positions <u>2</u>)	\$160,000	
21	Fringe Benefits	\$42,640	
22	Purchased Services	\$25,000	
23	Supplies and Materials	\$10,000	
24	Equipment	\$5,000	
25	Other (Describe)		\$242,640.00
26			
27	Regular Classroom Instruction:		
28	Salaries: (No. of Positions <u>25</u>)	\$1,333,026.30	
29	Fringe Benefits	\$355,251.51	
30	Purchased Services	\$563,690.00	
31	Supplies and Materials	\$12,500.00	
32	Equipment	\$31,250.00	
33	Other (Describe)		\$2,346,217.81

*NSLA Funding eligibility rate: the amount of funding is based on the percentage of students eligible for free or reduced price meals. Below seventy percent (70%): \$517.00 per student; between seventy and ninety percent (70-90%): \$1,033.00 per student; and ninety percent and above (90%): \$1,549.00 per student. Please note that a charter school that does not participate in the National School Lunch program is not eligible to receive NSLA funding.

34	(Budget Continued)		
35	Special Education:		
36	Salaries: (No. of Positions <u>1.5</u>)	\$75,750.00	
37	Fringe Benefits	\$20,187.38	
38	Purchased Services	\$3,750.00	
39	Supplies and Materials	\$750.00	
40	Equipment	\$1,875.00	
41	Other (Describe)		\$102,312.38
42			
43	Gifted and Talented Program:		
44	Salaries: (No. of Positions <u>0</u>)	Waiver	
45	Fringe Benefits		
46	Purchased Services		
47	Supplies and Materials		
48	Equipment		
49	Other (Describe)		
50			
51	Alternative Education Program/ Alternative Learning Environments:		
52	Salaries: (No. of Positions <u>1</u>)	\$50,500.00	
53	Fringe Benefits	\$13,458.25	
54	Purchased Services	\$2,500.00	
55	Supplies and Materials	\$500.00	
56	Equipment	\$2,500.00	
57	Other (Describe)		\$69,458.25
58			
59	Guidance Services:		
60	Salaries: (No. of Positions <u> </u>)		
61	Fringe Benefits		
62	Purchased Services		
63	Supplies and Materials		
64	Equipment		
65	Other (Describe)		\$0.00
66			
67	Health Services:		
68	Salaries: (No. of Positions <u>0</u>)	Waiver	
69	Fringe Benefits	Contract Service	
70	Purchased Services	\$21,000	
71	Supplies and Materials		
72	Equipment		
73	Other (Describe)		\$21,000.00

74	(Budget Continued)		
75	Media Services: Technology Support		
76	Salaries: (No. of Positions <u>1</u>)	\$50,500.00	
77	Fringe Benefits	\$13,458.25	
78	Purchased Services	\$2,500.00	
79	Supplies and Materials	\$500.00	
80	Equipment	\$2,500.00	
81	Other (Describe)		\$69,458.25
82			
83	Fiscal Services:		
84	Salaries: (No. of Positions <u>1</u>)	Contract Service	
85	Fringe Benefits		
86	Purchased Services	\$40,000.00	
87	Supplies and Materials		
88	Equipment		
89	Other (Describe)		\$40,000.00
90			
91	Maintenance and Operation:		
92	Salaries: (No. of Positions <u>0</u>)	Waiver	
93	Fringe Benefits	Leased Facilities	
94	Purchased Services		
95	(include utilities)		
96	Supplies and Materials		
97	Equipment		
98	Other (Describe)		\$0.00
99			
100	Pupil Transportation:	Waiver	
101	Salaries: (No. of Positions <u>0</u>)		
102	Fringe Benefits		
103	Purchased Services		
104	Supplies and Materials		
105	Equipment		\$0.00
106	Other (Describe)		
107			
108	Food Services:	Waiver	
109	Salaries: (No. of Positions <u>0</u>)		
110	Fringe Benefits		
111	Purchased Services		
112	Supplies and Materials		
113	Equipment		\$0.00
114	Other (Describe)		

(Budget Continued)

115			
116	Data Processing:		
117	Salaries: (No. of Positions <u>1</u>)	<u>Contract Service</u>	
118	Fringe Benefits		
119	Purchased Services	<u>\$40,000.00</u>	
120	Supplies and Materials		
121	Equipment		
122	Other (Describe)		<u>\$40,000.00</u>
123			
124	Substitute Personnel:		
125	Salaries: (No. of Positions <u>1@125 days</u>)	<u>@ \$81.50 per day</u>	
126	Fringe Benefits		<u>\$10,187.50.00</u>
127			
128	Facilities:		
	Lease/Purchase (contract for one total		
129	year including facility upgrades)	<u>\$6,000.00</u>	
130	Please list upgrades:		
131			
	Utilities (contract for one total year		
132	including facility upgrades)	<u>\$2,400.00</u>	
	Insurance (contract for one total year		
133	including facility upgrades):		
134	Property Insurance		
135	Content Insurance	<u>\$600.00</u>	<u>\$9,000.00</u>
136			
137	Debt Expenditures:		<u>\$210,000.00</u>
138	Other Expenditures:		
139	(Describe)		<u>\$0.00</u>
140			
141	TOTAL EXPENDITURES		<div style="border: 1px solid black; padding: 2px;">\$3,160,274.18</div>

Required Attachment #4

Americas Charter School Teacher Salary Schedule. Can increase up to \$5,000 average for performance incentives.

Experience	Bachelor	Masters
0	\$36,000.00	\$40,000.00
1	\$36,500.00	\$40,500.00
2	\$37,000.00	\$41,000.00
3	\$37,500.00	\$41,500.00
4	\$38,000.00	\$42,000.00
5	\$38,500.00	\$42,500.00
6	\$39,000.00	\$43,000.00
7	\$39,500.00	\$43,500.00
8	\$40,000.00	\$44,000.00
9	\$40,500.00	\$44,500.00
10	\$41,000.00	\$45,000.00
11	\$41,500.00	\$45,500.00
12	\$42,000.00	\$46,000.00
13	\$42,500.00	\$46,500.00
14	\$43,000.00	\$47,000.00
15	\$43,500.00	\$47,500.00
16	\$44,000.00	\$48,000.00
17	\$44,500.00	\$48,500.00
18	\$45,000.00	\$49,000.00
19	\$45,500.00	\$49,500.00
20	\$46,000.00	\$50,000.00
21	\$46,500.00	\$50,500.00
22	\$47,000.00	\$51,000.00
23	\$47,500.00	\$51,500.00
24	\$48,000.00	\$52,000.00
25	\$48,500.00	\$52,500.00

Administrator Salary will be based upon 1.5X teacher salary.

Director will be 1.75X teacher salary.

Instructional Aides will be paid .5 of Bachelor scale unless they have additional Industry Certifications in which case they will be paid .5 of the Masters Scale.

In addition all employees will receive fringe amount of \$200 toward health insurance and other fringe benefits such as life insurance, dental and vision coverage.

STATE OF ARKANSAS



Mark Martin

ARKANSAS SECRETARY OF STATE

To All to Whom These Presents Shall Come, Greetings:

I, Mark Martin, Arkansas Secretary of State of Arkansas, do hereby certify that the following and hereto attached instrument of writing is a true and perfect copy of

Articles of Incorporation

of

AMERICA'S CHARTER SCHOOL

filed in this office August 24, 2012 in compliance with the provisions of the law and are hereby declared a body politic and corporate, by the name and style aforesaid, with all the powers, privileges and immunities granted in the law thereunto appertaining.



In Testimony Whereof, I have hereunto set my hand and affixed my official Seal. Done at my office in the City of Little Rock, this 24th day of August, 2012.

Mark Martin

Arkansas Secretary of State



**ARTICLES OF INCORPORATION
OF
AMERICA'S CHARTER SCHOOL - ARKANSAS**

The undersigned hereby states the following in order to form a nonprofit corporation under the Arkansas Nonprofit Corporation Act:

ARTICLE I

The name of the Corporation is: "America's Charter School - Arkansas" (referred to below as the "Corporation").

ARTICLE II

The Corporation is a nonprofit, public benefit corporation formed pursuant to the Arkansas Nonprofit Corporation Act (the "Act"). The Corporation shall have no members.

ARTICLE III

The initial registered office of the Corporation shall be: 206 West Holt Road, Lincoln, Arkansas 72744, and the registered agent is Dr. Frank Holman at such address.

ARTICLE IV

The name and address of the sole Incorporator are as follows: Dr. Frank Holman, 206 West Holt Road, Lincoln, Arkansas 72744.

ARTICLE V

Section 5.1. General Purposes. The Corporation is organized and shall be operated exclusively for charitable, educational and scientific purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended or the corresponding section of any future federal tax code (the "Code"), by entering into charters for the establishment of one or more charter schools (as defined in Ark. Code Ann. Title 6 Chapter 23) within the State of Arkansas, by providing educational services to primary or secondary school students, and by arranging for or providing management services to charter schools, as more particularly stated in Section 5.2 below. The schools shall be established in accordance with the Arkansas Act known by the title "The Arkansas Charter Schools Act of 1999."

Section 5.2. Specific Purposes and Powers. In addition to and in furtherance of the general purposes stated in Section 5.1, the Corporation shall operate for the following specific purposes and shall have the following powers:

- (a) To enter into one or more charters for the establishment of charter schools;
- (b) To form, manage, oversee, support and otherwise encourage the continuation of public charter schools within Arkansas;

(c) To provide educational services to primary and secondary school students of Arkansas;

(d) To solicit and accept contributions and grants from the general public, from governmental units, and from various charitable funding sources, exclusively for the charitable and educational purposes set forth in or permitted in this Article V;

(e) To receive, invest, reinvest, maintain, and sell or otherwise dispose of funds of money or other property and to use and apply all or any part of such money and property exclusively for charitable and educational purposes described in Section 501(c)(3) of the Code, including but not limited to:

(i) Direct expenditures in carrying out the activities or serving the purposes set forth in this Section 5.2; or

(ii) Contributions or distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Code; and

(f) To perform any other lawful acts in furtherance of any exclusively charitable or educational purpose for which a nonprofit charitable corporation and a charter school organizer may be operated under applicable Arkansas law and Section 501(c)(3) of the Code.

Nothing in these Articles of Incorporation, except the succeeding Sections 5.3 through 5.4, limits the authorized purposes or activities of the Corporation under the Act or limits the duration and powers of the Corporation as provided in the Act.

Section 5.3. General Prohibitions and Restrictions. No part of the net earnings of the Corporation will inure to the benefit of any Director or officer of the Corporation or to the benefit of any other private individual other than public school students who attend charter schools that are operated and/or organized by the Corporation or who receive educational services from the Corporation. However, the Corporation may pay reasonable compensation for services rendered to the Corporation and may make payments and distributions in furtherance of one or more of the Corporation's exempt purposes stated in this Article V.

Notwithstanding any other provision of these Articles of Incorporation or state law, the Corporation shall be subject to the following provisions:

(a) The Corporation shall not engage in or carry on any activities that are not permitted by:

(i) A corporation exempt from federal income tax under Section 501(c)(3) of the Code; or

(ii) A corporation, contributions to which are deductible under Section 170(c)(2) of the Code; or

(iii) A public charter school organized under Arkansas law.

(b) The Corporation shall not engage in activities or use its assets in manners that are not in furtherance of one or more exempt purposes, as set forth above and defined by the Code and related regulations rulings, and procedures except to an insubstantial degree.

(c) The Corporation shall not serve a private interest other than one that is clearly incidental to an overriding interest.

(d) The Corporation shall not attempt to influence legislation by propaganda or otherwise, except as provided by the Code and related regulations, ruling and procedures.

(e) The Corporation shall not participate in or intervene in any political campaign on behalf of or in opposition to any candidate for public office. The prohibited activities include the publishing or distributing of statements and any other direct or indirect campaign activities.

(f) The Corporation shall not permit any part of the net earnings of the Corporation to inure to the benefit of any private individual.

(g) The Corporation shall not carry on an unrelated trade or business, except as a secondary purpose related to the Corporation's primary, exempt purpose.

(h) The Corporation shall make qualifying distributions each taxable year at such time and in such manner as not to subject the Corporation to tax under Section 4942 of the Code.

(i) The Corporation shall not engage in any act of self-dealing, as defined in Section 4941(d) of the Code.

(j) The Corporation shall not retain any excess business holdings as defined in Section 4943(c) of the Code.

(k) The Corporation shall not make any investments in a manner that would subject it to tax under Section 4944 of the Code.

(l) The Corporation shall not make any taxable expenditures as defined in Section 4945(d) of the Code.

Section 5.4 Dissolution. No Director, officer, or other private individual is entitled to share in any distribution of the Corporation's assets upon its dissolution. Upon the dissolution of the Corporation, and after winding up its affairs and paying or providing for all the other lawful liabilities of the Corporation under applicable law:

(a) The Corporation shall first return to the Arkansas Department of Education (the "Department") all funds remaining that the Corporation received from the Department; and

(b) The Corporation shall distribute all of its other remaining assets exclusively for non-profit charitable or educational purposes to one or more organizations that are organized and operated for such purposes and which are, at the time of such distribution, a qualified 501(c)(3) organization described in Sections 170(c)(1) or 170(c)(2) of the Code.

ARTICLE VI

The initial Board of Directors of the Corporation (the "Board") shall be composed of five (5) members. The names and addresses of the persons who are to serve as the initial Board of Directors are:

Dr. John Watson, 827 Meadow Rue, Russellville, AR 72802


John L. Davidson, 936 Hwy 287, Conway, AR 72032

Dr. Merle Dickerson, 23 Westville, Van Buren, AR 72956

Dr. Mary B. Gunter, 2306 West 7th Street, Russellville, AR 72802

All the Corporation's activities and operations shall be managed by the Board. The Board may from time to time fix the number of Directors as set forth in the Bylaws, but the number of directors shall not be less than three (3).

IN WITNESS WHEREOF, the undersigned Incorporator executes these Articles of Incorporation on this 23 day of August, 2012, and certifies the truth of the facts stated therein.


Dr. Frank Holman, Incorporator



Department of the Treasury
Internal Revenue Service

Notice 1382

(Rev. December 2011)

Changes for Form 1023:

- Mailing address
- Parts IX, X and XI

**Changes for Form 1023, Application for
Recognition of Exemption Under Section
501(c)(3) of the Internal Revenue Code**

Change of Mailing Address

The mailing address shown on Form 1023 Checklist, page 28, the first address under the last checkbox; and in the Instructions for Form 1023, page 4 under *Where to File*, has been changed to:

Internal Revenue Service
P.O. Box 12192
Covington, KY 41012-0192

Changes for Parts IX and X

Changes to Parts IX and X are necessary to comply with new regulations that eliminated the advance ruling process. Until Form 1023 is revised to reflect this change, please follow the directions on this notice when completing Part IX and Part X of Form 1023. For more information about the elimination of the advance ruling process, visit us at IRS.gov and click on "Charities and Non-Profits," then in the top right "Search" box type "Elimination of the Advance Ruling Process" (exactly as written) and select "Search."

Part IX. Financial Data

The instructions at the top of Part IX on page 9 of Form 1023 are now as follows. For purposes of this schedule, years in existence refer to completed tax years.

1. If in existence less than 5 years, complete the statement for each year in existence and provide projections of your likely revenues and expenses based on a reasonable and good faith estimate of your future finances for a total of:
 - a. Three years of financial information if you have not completed one tax year, or
 - b. Four years of financial information if you have completed one tax year.
2. If in existence 5 or more years, complete the schedule for the most recent 5 tax years. You will need to provide a separate statement that includes information about the most recent 5 tax years because the data table in Part IX, has not been updated to provide for a 5th year.

Part X. Public Charity Status

Do not complete line 6a on page 11 of Form 1023, and do not sign the form under the heading "Consent Fixing Period of Limitations Upon Assessment of Tax Under Section 4940 of the Internal Revenue Code."

Only complete line 6b and line 7 on page 11 of Form 1023, if in existence 5 or more tax years.

Part XI. Increase in User Fees

User fee increases are effective for all applications post marked after January 3, 2010.

1. \$400 for organizations whose gross receipts do not exceed \$10,000 or less annually over a 4-year period.
2. \$850 for organizations whose gross receipts exceed \$10,000 annually over a 4-year period.

For the current user fee amounts go to IRS.gov and select "Charities and Non-Profits" from the buttons near the top. Then select "Where Is My Exemption Application" and in the second paragraph click on "user fee." Alternatively, you can do a search for "user fees" with the applicable year in the "Search" box in the top right. Finally, you can also call 1-877-829-5500.

Application for Reinstatement and Retroactive

Reinstatement. After your organization's tax-exempt status was automatically revoked for failing to file a return or notice for three consecutive years, your organization must apply to have its tax-exempt status reinstated. You must file a Form 1023 if applying under section 501(c)(3) or Form 1024 if applying under a different Code section, pay the appropriate user fee, and write "Automatically Revoked" at the top of your application and the mailing envelope. If approved, the date of reinstatement will be the date of the application. See Notice 2011-44, 2011-25 I.R.B. 883, at http://www.irs.gov/irb/2011-25_IRB/ar10.html, for details. Smaller organizations — defined as having annual gross receipts of not more than \$50,000 in its most recently completed tax year — that have lost their tax-exempt status because of failure to file a required electronic notice (Form 990-N e-Postcard) may be eligible for transitional relief, including retroactive reinstatement and a reduced user fee. See Notice 2011-43, 2011-25 I.R.B. 882, at http://www.irs.gov/irb/2011-25_IRB/ar09.html, for details.



Printed on recycled paper

**Application for Recognition of Exemption
Under Section 501(c)(3) of the Internal Revenue Code**

OMB No. 1545-0056

Note: If exempt status is approved, this application will be open for public inspection.

Use the instructions to complete this application and for a definition of all **bold** items. For additional help, call IRS Exempt Organizations Customer Account Services toll-free at 1-877-829-5500. Visit our website at www.irs.gov for forms and publications. If the required information and documents are not submitted with payment of the appropriate user fee, the application may be returned to you.

Attach additional sheets to this application if you need more space to answer fully. Put your name and EIN on each sheet and identify each answer by Part and line number. Complete Parts I - XI of Form 1023 and submit only those Schedules (A through H) that apply to you.

Part I Identification of Applicant

1 Full name of organization (exactly as it appears in your organizing document) America's Charter School - Arkansas		2 c/o Name (if applicable)
3 Mailing address (Number and street) (see instructions) 206 West Holt Road City or town, state or country, and ZIP + 4 Lincoln, AR 72744	Room/Suite 	4 Employer Identification Number (EIN) 46-0857452 5 Month the annual accounting period ends (01 - 12) 06
6 Primary contact (officer, director, trustee, or authorized representative) a Name: Frank Holman		b Phone: 479-966-7030 c Fax: (optional)
7 Are you represented by an authorized representative, such as an attorney or accountant? If "Yes," provide the authorized representative's name, and the name and address of the authorized representative's firm. Include a completed Form 2848, <i>Power of Attorney and Declaration of Representative</i> , with your application if you would like us to communicate with your representative.		
8 Was a person who is not one of your officers, directors, trustees, employees, or an authorized representative listed in line 7, paid, or promised payment, to help plan, manage, or advise you about the structure or activities of your organization, or about your financial or tax matters? If "Yes," provide the person's name, the name and address of the person's firm, the amounts paid or promised to be paid, and describe that person's role.		
9a Organization's website: b Organization's email: (optional)		
10 Certain organizations are not required to file an information return (Form 990 or Form 990-EZ). If you are granted tax-exemption, are you claiming to be excused from filing Form 990 or Form 990-EZ? If "Yes," explain. See the instructions for a description of organizations not required to file Form 990 or Form 990-EZ.		
11 Date incorporated if a corporation, or formed, if other than a corporation. (MM/DD/YYYY) 08 / 24 / 2012		
12 Were you formed under the laws of a foreign country? If "Yes," state the country.		

Part II Organizational Structure

You must be a corporation (including a limited liability company), an unincorporated association, or a trust to be tax exempt. (See instructions.) **DO NOT file this form unless you can check "Yes" on lines 1, 2, 3, or 4.**

- 1** Are you a **corporation**? If "Yes," attach a copy of your articles of incorporation showing **certification of filing** with the appropriate state agency. Include copies of any amendments to your articles and be sure they also show state filing certification. ☐ **Yes** ☐ **No**
- 2** Are you a **limited liability company (LLC)**? If "Yes," attach a copy of your articles of organization showing certification of filing with the appropriate state agency. Also, if you adopted an operating agreement, attach a copy. Include copies of any amendments to your articles and be sure they show state filing certification. Refer to the instructions for circumstances when an LLC should not file its own exemption application. ☐ **Yes** ☐ **No**
- 3** Are you an **unincorporated association**? If "Yes," attach a copy of your articles of association, constitution, or other similar organizing document that is dated and includes at least two signatures. Include signed and dated copies of any amendments. ☐ **Yes** ☐ **No**
- 4a** Are you a **trust**? If "Yes," attach a signed and dated copy of your trust agreement. Include signed and dated copies of any amendments. ☐ **Yes** ☐ **No**
- b** Have you been funded? If "No," explain how you are formed without anything of value placed in trust. ☐ **Yes** ☐ **No**
- 5** Have you adopted **bylaws**? If "Yes," attach a current copy showing date of adoption. If "No," explain how your officers, directors, or trustees are selected. ☐ **Yes** ☐ **No**

Part III Required Provisions in Your Organizing Document

The following questions are designed to ensure that when you file this application, your organizing document contains the required provisions to meet the organizational test under section 501(c)(3). Unless you can check the boxes in both lines 1 and 2, your organizing document does not meet the organizational test. **DO NOT file this application until you have amended your organizing document.** Submit your original and amended organizing documents (showing state filing certification if you are a corporation or an LLC) with your application.

- 1** Section 501(c)(3) requires that your organizing document state your exempt purpose(s), such as charitable, religious, educational, and/or scientific purposes. Check the box to confirm that your organizing document meets this requirement. Describe specifically where your organizing document meets this requirement, such as a reference to a particular article or section in your organizing document. Refer to the instructions for exempt purpose language. Location of Purpose Clause (Page, Article, and Paragraph): **Pages 1-2, Article V** ☒
- 2a** Section 501(c)(3) requires that upon dissolution of your organization, your remaining assets must be used exclusively for exempt purposes, such as charitable, religious, educational, and/or scientific purposes. Check the box on line 2a to confirm that your organizing document meets this requirement by express provision for the distribution of assets upon dissolution. If you rely on state law for your dissolution provision, do not check the box on line 2a and go to line 2c. ☒
- 2b** If you checked the box on line 2a, specify the location of your dissolution clause (Page, Article, and Paragraph). Do not complete line 2c if you checked box 2a. **Pages 3-4, Article V, Section 5.4**
- 2c** See the instructions for information about the operation of state law in your particular state. Check this box if you rely on operation of state law for your dissolution provision and indicate the state: ☐

Part IV Narrative Description of Your Activities

Using an attachment, describe your *past*, *present*, and *planned* activities in a narrative. If you believe that you have already provided some of this information in response to other parts of this application, you may summarize that information here and refer to the specific parts of the application for supporting details. You may also attach representative copies of newsletters, brochures, or similar documents for supporting details to this narrative. Remember that if this application is approved, it will be open for public inspection. Therefore, your narrative description of activities should be thorough and accurate. Refer to the instructions for information that must be included in your description.

Part V Compensation and Other Financial Arrangements With Your Officers, Directors, Trustees, Employees, and Independent Contractors

- 1a** List the names, titles, and mailing addresses of all of your officers, directors, and trustees. For each person listed, state their total annual **compensation**, or proposed compensation, for all services to the organization, whether as an officer, employee, or other position. Use actual figures, if available. Enter "none" if no compensation is or will be paid. If additional space is needed, attach a separate sheet. Refer to the instructions for information on what to include as compensation.

Name	Title	Mailing address	Compensation amount (annual actual or estimated)
Dr. Frank Holman	Director of the School	206 West Holt Road Lincoln, AR 72744	\$100,000
Dr. John Watson	Director	827 Meadow Rue Russellville, AR 72802	None
John Davidson	Director, Vice President	936 Hwy 287 Conway, AR 72032	None
Dr. Merle Dickerson	Director, Secretary, Treasurer	23 Westville Van Buren, AR 72956	None
Dr. Mary B. Gunter	Director	2306 West 7th Street Russellville, AR 72802	None

Part V Compensation and Other Financial Arrangements With Your Officers, Directors, Trustees, Employees, and Independent Contractors (Continued)

- b** List the names, titles, and mailing addresses of each of your five highest compensated employees who receive or will receive compensation of more than \$50,000 per year. Use the actual figure, if available. Refer to the Instructions for information on what to include as compensation. Do not include officers, directors, or trustees listed in line 1a.

Name	Title	Mailing address	Compensation amount (annual actual or estimated)
See attached statement			

- c** List the names, names of businesses, and mailing addresses of your five highest compensated independent contractors that receive or will receive compensation of more than \$50,000 per year. Use the actual figure, if available. Refer to the instructions for information on what to include as compensation.

Name	Title	Mailing address	Compensation amount (annual actual or estimated)
See attached statement			

The following "Yes" or "No" questions relate to *past, present, or planned* relationships, transactions, or agreements with your officers, directors, trustees, highest compensated employees, and highest compensated independent contractors listed in lines 1a, 1b, and 1c.

- 2a** Are any of your officers, directors, or trustees **related** to each other through **family** or **business** relationships? If "Yes," identify the individuals and explain the relationship. ☐ Yes ☒ No
- b** Do you have a business relationship with any of your officers, directors, or trustees other than through their position as an officer, director, or trustee? If "Yes," identify the individuals and describe the business relationship with each of your officers, directors, or trustees. ☐ Yes ☒ No
- c** Are any of your officers, directors, or trustees related to your highest compensated employees or highest compensated independent contractors listed on lines 1b or 1c through family or business relationships? If "Yes," identify the individuals and explain the relationship. ☐ Yes ☒ No
- 3a** For each of your officers, directors, trustees, highest compensated employees, and highest compensated independent contractors listed on lines 1a, 1b, or 1c, attach a list showing their name, qualifications, average hours worked, and duties.
- b** Do any of your officers, directors, trustees, highest compensated employees, and highest compensated independent contractors listed on lines 1a, 1b, or 1c receive compensation from any other organizations, whether tax exempt or taxable, that are related to you through **common control**? If "Yes," identify the individuals, explain the relationship between you and the other organization, and describe the compensation arrangement. ☐ Yes ☒ No
- 4** In establishing the compensation for your officers, directors, trustees, highest compensated employees, and highest compensated independent contractors listed on lines 1a, 1b, and 1c, the following practices are recommended, although they are not required to obtain exemption. Answer "Yes" to all the practices you use.
- a** Do you or will the individuals that approve compensation arrangements follow a conflict of interest policy? ☒ Yes ☐ No
- b** Do you or will you approve compensation arrangements in advance of paying compensation? ☒ Yes ☐ No
- c** Do you or will you document in writing the date and terms of approved compensation arrangements? ☒ Yes ☐ No

Part V Compensation and Other Financial Arrangements With Your Officers, Directors, Trustees, Employees, and Independent Contractors (Continued)

d	Do you or will you record in writing the decision made by each individual who decided or voted on compensation arrangements?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
e	Do you or will you approve compensation arrangements based on information about compensation paid by similarly situated taxable or tax-exempt organizations for similar services, current compensation surveys compiled by independent firms, or actual written offers from similarly situated organizations? Refer to the instructions for Part V, lines 1a, 1b, and 1c, for information on what to include as compensation.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
f	Do you or will you record in writing both the information on which you relied to base your decision and its source?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
g	If you answered "No" to any item on lines 4a through 4f, describe how you set compensation that is reasonable for your officers, directors, trustees, highest compensated employees, and highest compensated independent contractors listed in Part V, lines 1a, 1b, and 1c.	
5a	Have you adopted a conflict of interest policy consistent with the sample conflict of interest policy in Appendix A to the instructions? If "Yes," provide a copy of the policy and explain how the policy has been adopted, such as by resolution of your governing board. If "No," answer lines 5b and 5c.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b	What procedures will you follow to assure that persons who have a conflict of interest will not have influence over you for setting their own compensation?	
c	What procedures will you follow to assure that persons who have a conflict of interest will not have influence over you regarding business deals with themselves?	
	Note: A conflict of interest policy is recommended though it is not required to obtain exemption. Hospitals, see Schedule C, Section I, line 14.	
6a	Do you or will you compensate any of your officers, directors, trustees, highest compensated employees, and highest compensated independent contractors listed in lines 1a, 1b, or 1c through non-fixed payments , such as discretionary bonuses or revenue-based payments? If "Yes," describe all non-fixed compensation arrangements, including how the amounts are determined, who is eligible for such arrangements, whether you place a limitation on total compensation, and how you determine or will determine that you pay no more than reasonable compensation for services. Refer to the instructions for Part V, lines 1a, 1b, and 1c, for information on what to include as compensation.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b	Do you or will you compensate any of your employees, other than your officers, directors, trustees, or your five highest compensated employees who receive or will receive compensation of more than \$50,000 per year, through non-fixed payments, such as discretionary bonuses or revenue-based payments? If "Yes," describe all non-fixed compensation arrangements, including how the amounts are or will be determined, who is or will be eligible for such arrangements, whether you place or will place a limitation on total compensation, and how you determine or will determine that you pay no more than reasonable compensation for services. Refer to the instructions for Part V, lines 1a, 1b, and 1c, for information on what to include as compensation.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
7a	Do you or will you purchase any goods, services, or assets from any of your officers, directors, trustees, highest compensated employees, or highest compensated independent contractors listed in lines 1a, 1b, or 1c? If "Yes," describe any such purchase that you made or intend to make, from whom you make or will make such purchases, how the terms are or will be negotiated at arm's length , and explain how you determine or will determine that you pay no more than fair market value . Attach copies of any written contracts or other agreements relating to such purchases.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b	Do you or will you sell any goods, services, or assets to any of your officers, directors, trustees, highest compensated employees, or highest compensated independent contractors listed in lines 1a, 1b, or 1c? If "Yes," describe any such sales that you made or intend to make, to whom you make or will make such sales, how the terms are or will be negotiated at arm's length , and explain how you determine or will determine you are or will be paid at least fair market value. Attach copies of any written contracts or other agreements relating to such sales.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
8a	Do you or will you have any leases, contracts, loans, or other agreements with your officers, directors, trustees, highest compensated employees, or highest compensated independent contractors listed in lines 1a, 1b, or 1c? If "Yes," provide the information requested in lines 8b through 8f.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b	Describe any written or oral arrangements that you made or intend to make.	
c	Identify with whom you have or will have such arrangements.	
d	Explain how the terms are or will be negotiated at arm's length .	
e	Explain how you determine you pay no more than fair market value or you are paid at least fair market value.	
f	Attach copies of any signed leases, contracts, loans, or other agreements relating to such arrangements.	
9a	Do you or will you have any leases, contracts, loans, or other agreements with any organization in which any of your officers, directors, or trustees are also officers, directors, or trustees, or in which any individual officer, director, or trustee owns more than a 35% interest? If "Yes," provide the information requested in lines 9b through 9f.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Part V Compensation and Other Financial Arrangements With Your Officers, Directors, Trustees, Employees, and Independent Contractors (Continued)

- b Describe any written or oral arrangements you made or intend to make.
- c Identify with whom you have or will have such arrangements.
- d Explain how the terms are or will be negotiated at arm's length.
- e Explain how you determine or will determine you pay no more than fair market value or that you are paid at least fair market value.
- f Attach a copy of any signed leases, contracts, loans, or other agreements relating to such arrangements.

Part VI Your Members and Other Individuals and Organizations That Receive Benefits From You

The following "Yes" or "No" questions relate to goods, services, and funds you provide to individuals and organizations as part of your activities. Your answers should pertain to *past*, *present*, and *planned* activities. (See instructions.)

- 1a In carrying out your exempt purposes, do you provide goods, services, or funds to individuals? If "Yes," describe each program that provides goods, services, or funds to individuals. ☒ Yes ☐ No
- b In carrying out your exempt purposes, do you provide goods, services, or funds to organizations? If "Yes," describe each program that provides goods, services, or funds to organizations. ☐ Yes ☒ No
- 2 Do any of your programs limit the provision of goods, services, or funds to a specific individual or group of specific individuals? For example, answer "Yes," if goods, services, or funds are provided only for a particular individual, your members, individuals who work for a particular employer, or graduates of a particular school. If "Yes," explain the limitation and how recipients are selected for each program. ☐ Yes ☒ No
- 3 Do any individuals who receive goods, services, or funds through your programs have a family or business relationship with any officer, director, trustee, or with any of your highest compensated employees or highest compensated independent contractors listed in Part V, lines 1a, 1b, and 1c? If "Yes," explain how these related individuals are eligible for goods, services, or funds. ☐ Yes ☒ No

Part VII Your History

The following "Yes" or "No" questions relate to your history. (See instructions.)

- 1 Are you a **successor** to another organization? Answer "Yes," if you have taken or will take over the activities of another organization; you took over 25% or more of the fair market value of the net assets of another organization; or you were established upon the conversion of an organization from for-profit to non-profit status. If "Yes," complete Schedule G. ☐ Yes ☒ No
- 2 Are you submitting this application more than 27 months after the end of the month in which you were legally formed? If "Yes," complete Schedule E. ☐ Yes ☒ No

Part VIII Your Specific Activities

The following "Yes" or "No" questions relate to specific activities that you may conduct. Check the appropriate box. Your answers should pertain to *past*, *present*, and *planned* activities. (See instructions.)

- 1 Do you support or oppose candidates in **political campaigns** in any way? If "Yes," explain. ☐ Yes ☒ No
- 2a Do you attempt to **influence legislation**? If "Yes," explain how you attempt to influence legislation and complete line 2b. If "No," go to line 3a. ☐ Yes ☒ No
- b Have you made or are you making an **election** to have your legislative activities measured by expenditures by filing Form 5768? If "Yes," attach a copy of the Form 5768 that was already filed or attach a completed Form 5768 that you are filing with this application. If "No," describe whether your attempts to influence legislation are a substantial part of your activities. Include the time and money spent on your attempts to influence legislation as compared to your total activities. ☐ Yes ☒ No
- 3a Do you or will you operate bingo or **gaming** activities? If "Yes," describe who conducts them, and list all revenue received or expected to be received and expenses paid or expected to be paid in operating these activities. **Revenue and expenses** should be provided for the time periods specified in Part IX, Financial Data. ☐ Yes ☒ No
- b Do you or will you enter into contracts or other agreements with individuals or organizations to conduct bingo or gaming for you? If "Yes," describe any written or oral arrangements that you made or intend to make, identify with whom you have or will have such arrangements, explain how the terms are or will be negotiated at arm's length, and explain how you determine or will determine you pay no more than fair market value or you will be paid at least fair market value. Attach copies or any written contracts or other agreements relating to such arrangements. ☐ Yes ☒ No
- c List the states and local jurisdictions, including Indian Reservations, in which you conduct or will conduct gaming or bingo.

Part VIII Your Specific Activities (Continued)

- 4a** Do you or will you undertake **fundraising**? If "Yes," check all the fundraising programs you do or will conduct. (See instructions.) ☐ **Yes** ☐ **No**
- | | |
|---|--|
| <input type="checkbox"/> mail solicitations | <input type="checkbox"/> phone solicitations |
| <input type="checkbox"/> email solicitations | <input type="checkbox"/> accept donations on your website |
| <input type="checkbox"/> personal solicitations | <input type="checkbox"/> receive donations from another organization's website |
| <input type="checkbox"/> vehicle, boat, plane, or similar donations | <input checked="" type="checkbox"/> government grant solicitations |
| <input checked="" type="checkbox"/> foundation grant solicitations | <input type="checkbox"/> Other |

Attach a description of each fundraising program.

- b** Do you or will you have written or oral contracts with any individuals or organizations to raise funds for you? If "Yes," describe these activities. Include all revenue and expenses from these activities and state who conducts them. Revenue and expenses should be provided for the time periods specified in Part IX, Financial Data. Also, attach a copy of any contracts or agreements. ☐ **Yes** ☐ **No**
- c** Do you or will you engage in fundraising activities for other organizations? If "Yes," describe these arrangements. Include a description of the organizations for which you raise funds and attach copies of all contracts or agreements. ☐ **Yes** ☐ **No**
- d** List all states and local jurisdictions in which you conduct fundraising. For each state or local jurisdiction listed, specify whether you fundraise for your own organization, you fundraise for another organization, or another organization fundraises for you.
- e** Do you or will you maintain separate accounts for any contributor under which the contributor has the right to advise on the use or distribution of funds? Answer "Yes" if the donor may provide advice on the types of investments, distributions from the types of investments, or the distribution from the donor's contribution account. If "Yes," describe this program, including the type of advice that may be provided and submit copies of any written materials provided to donors. ☐ **Yes** ☐ **No**

- 5** Are you **affiliated** with a governmental unit? If "Yes," explain. ☐ **Yes** ☐ **No**

- 6a** Do you or will you engage in **economic development**? If "Yes," describe your program. ☐ **Yes** ☐ **No**

- b** Describe in full who benefits from your economic development activities and how the activities promote exempt purposes.

- 7a** Do or will persons other than your employees or volunteers **develop** your facilities? If "Yes," describe each facility, the role of the developer, and any business or family relationship(s) between the developer and your officers, directors, or trustees. ☐ **Yes** ☐ **No**

- b** Do or will persons other than your employees or volunteers **manage** your activities or facilities? If "Yes," describe each activity and facility, the role of the manager, and any business or family relationship(s) between the manager and your officers, directors, or trustees. ☐ **Yes** ☐ **No**

- c** If there is a business or family relationship between any manager or developer and your officers, directors, or trustees, identify the individuals, explain the relationship, describe how contracts are negotiated at arm's length so that you pay no more than fair market value, and submit a copy of any contracts or other agreements.

- 8** Do you or will you enter into **joint ventures**, including partnerships or **limited liability companies** treated as partnerships, in which you share profits and losses with partners other than section 501(c)(3) organizations? If "Yes," describe the activities of these joint ventures in which you participate. ☐ **Yes** ☐ **No**

- 9a** Are you applying for exemption as a childcare organization under section 501(k)? If "Yes," answer lines 9b through 9d. If "No," go to line 10. ☐ **Yes** ☐ **No**

- b** Do you provide child care so that parents or caretakers of children you care for can be **gainfully employed** (see instructions)? If "No," explain how you qualify as a childcare organization described in section 501(k). ☐ **Yes** ☐ **No**

- c** Of the children for whom you provide child care, are 85% or more of them cared for by you to enable their parents or caretakers to be gainfully employed (see instructions)? If "No," explain how you qualify as a childcare organization described in section 501(k). ☐ **Yes** ☐ **No**

- d** Are your services available to the general public? If "No," describe the specific group of people for whom your activities are available. Also, see the instructions and explain how you qualify as a childcare organization described in section 501(k). ☐ **Yes** ☐ **No**

- 10** Do you or will you publish, own, or have rights in music, literature, tapes, artworks, choreography, scientific discoveries, or other **intellectual property**? If "Yes," explain. Describe who owns or will own any copyrights, patents, or trademarks, whether fees are or will be charged, how the fees are determined, and how any items are or will be produced, distributed, and marketed. ☐ **Yes** ☐ **No**

Part VIII Your Specific Activities (Continued)

- 11** Do you or will you accept contributions of: real property; conservation easements; closely held securities; intellectual property such as patents, trademarks, and copyrights; works of music or art; licenses; royalties; automobiles, boats, planes, or other vehicles; or collectibles of any type? If "Yes," describe each type of contribution, any conditions imposed by the donor on the contribution, and any agreements with the donor regarding the contribution. ☐ Yes ☒ No
-
- 12a** Do you or will you operate in a **foreign country or countries**? If "Yes," answer lines 12b through 12d. If "No," go to line 13a. ☐ Yes ☒ No
- b** Name the foreign countries and regions within the countries in which you operate.
- c** Describe your operations in each country and region in which you operate.
- d** Describe how your operations in each country and region further your exempt purposes.
-
- 13a** Do you or will you make grants, loans, or other distributions to organization(s)? If "Yes," answer lines 13b through 13g. If "No," go to line 14a. ☐ Yes ☒ No
- b** Describe how your grants, loans, or other distributions to organizations further your exempt purposes.
- c** Do you have written contracts with each of these organizations? If "Yes," attach a copy of each contract. ☐ Yes ☐ No
- d** Identify each recipient organization and any **relationship** between you and the recipient organization.
- e** Describe the records you keep with respect to the grants, loans, or other distributions you make.
- f** Describe your selection process, including whether you do any of the following:
- (i)** Do you require an application form? If "Yes," attach a copy of the form. ☐ Yes ☐ No
- (ii)** Do you require a grant proposal? If "Yes," describe whether the grant proposal specifies your responsibilities and those of the grantee, obligates the grantee to use the grant funds only for the purposes for which the grant was made, provides for periodic written reports concerning the use of grant funds, requires a final written report and an accounting of how grant funds were used, and acknowledges your authority to withhold and/or recover grant funds in case such funds are, or appear to be, misused. ☐ Yes ☐ No
- g** Describe your procedures for oversight of distributions that assure you the resources are used to further your exempt purposes, including whether you require periodic and final reports on the use of resources.
-
- 14a** Do you or will you make grants, loans, or other distributions to foreign organizations? If "Yes," answer lines 14b through 14f. If "No," go to line 15. ☐ Yes ☒ No
- b** Provide the name of each foreign organization, the country and regions within a country in which each foreign organization operates, and describe any relationship you have with each foreign organization.
- c** Does any foreign organization listed in line 14b accept contributions earmarked for a specific country or specific organization? If "Yes," list all earmarked organizations or countries. ☐ Yes ☐ No
- d** Do your contributors know that you have ultimate authority to use contributions made to you at your discretion for purposes consistent with your exempt purposes? If "Yes," describe how you relay this information to contributors. ☐ Yes ☐ No
- e** Do you or will you make pre-grant inquiries about the recipient organization? If "Yes," describe these inquiries, including whether you inquire about the recipient's financial status, its tax-exempt status under the Internal Revenue Code, its ability to accomplish the purpose for which the resources are provided, and other relevant information. ☐ Yes ☐ No
- f** Do you or will you use any additional procedures to ensure that your distributions to foreign organizations are used in furtherance of your exempt purposes? If "Yes," describe these procedures, including site visits by your employees or compliance checks by impartial experts, to verify that grant funds are being used appropriately. ☐ Yes ☐ No

Part VIII Your Specific Activities (Continued)

- 15** Do you have a **close connection** with any organizations? If "Yes," explain. ☐ Yes ☒ No
- 16** Are you applying for exemption as a **cooperative hospital service organization** under section 501(e)? If "Yes," explain. ☐ Yes ☒ No
- 17** Are you applying for exemption as a **cooperative service organization of operating educational organizations** under section 501(f)? If "Yes," explain. ☐ Yes ☒ No
- 18** Are you applying for exemption as a **charitable risk pool** under section 501(n)? If "Yes," explain. ☐ Yes ☒ No
- 19** Do you or will you operate a **school**? If "Yes," complete Schedule B. Answer "Yes," whether you operate a school as your main function or as a secondary activity. ☒ Yes ☐ No
- 20** Is your main function to provide **hospital or medical care**? If "Yes," complete Schedule C. ☐ Yes ☒ No
- 21** Do you or will you provide **low-income housing** or housing for the **elderly or handicapped**? If "Yes," complete Schedule F. ☐ Yes ☒ No
- 22** Do you or will you provide scholarships, fellowships, educational loans, or other educational grants to individuals, including grants for travel, study, or other similar purposes? If "Yes," complete Schedule H. ☐ Yes ☒ No

Note: Private foundations may use Schedule H to request advance approval of individual grant procedures.

Part IX Financial Data

For purposes of this schedule, years in existence refer to completed tax years. If in existence 4 or more years, complete the schedule for the most recent 4 tax years. If in existence more than 1 year but less than 4 years, complete the statements for each year in existence and provide projections of your likely revenues and expenses based on a reasonable and good faith estimate of your future finances for a total of 3 years of financial information. If in existence less than 1 year, provide projections of your likely revenues and expenses for the current year and the 2 following years, based on a reasonable and good faith estimate of your future finances for a total of 3 years of financial information. (See instructions.)

A. Statement of Revenues and Expenses

	Type of revenue or expense	Current tax year	3 prior tax years or 2 succeeding tax years			(e) Provide Total for (a) through (d)
		(a) From <u>7/1/13</u> To <u>6/30/14</u>	(b) From <u>7/1/14</u> To <u>6/30/15</u>	(c) From <u>7/1/15</u> To <u>6/30/16</u>	(d) From..... To	
Revenues	1 Gifts, grants, and contributions received (do not include unusual grants)	3,283,940	3,283,940	3,283,940		9,851,820
	2 Membership fees received					
	3 Gross investment income					
	4 Net unrelated business income					
	5 Taxes levied for your benefit					
	6 Value of services or facilities furnished by a governmental unit without charge (not including the value of services generally furnished to the public without charge)					
	7 Any revenue not otherwise listed above or in lines 9-12 below (attach an itemized list)					
	8 Total of lines 1 through 7	3,283,940	3,283,940	3,283,940		9,851,820
	9 Gross receipts from admissions, merchandise sold or services performed, or furnishing of facilities in any activity that is related to your exempt purposes (attach itemized list)					
	10 Total of lines 8 and 9	3,283,940	3,283,940	3,283,940		9,851,820
Expenses	11 Net gain or loss on sale of capital assets (attach schedule and see instructions)					
	12 Unusual grants					
	13 Total Revenue Add lines 10 through 12	3,283,940	3,283,940	3,283,940		9,851,820
	14 Fundraising expenses					
	15 Contributions, gifts, grants, and similar amounts paid out (attach an itemized list)					
	16 Disbursements to or for the benefit of members (attach an itemized list)					
	17 Compensation of officers, directors, and trustees	101,320	101,320	101,320		
	18 Other salaries and wages	2,005,590	2,023,638	2,023,638		
	19 Interest expense					
	20 Occupancy (rent, utilities, etc.)	21,000	21,000	21,000		
	21 Depreciation and depletion					
	22 Professional fees					
	23 Any expense not otherwise classified, such as program services (attach itemized list)	1,025,817	1,026,316	1,026,316		
	24 Total Expenses Add lines 14 through 23	3,153,727	3,172,274	3,172,274		

Part IX Financial Data (Continued)**B. Balance Sheet (for your most recently completed tax year)**Year End: **N/A**

(Whole dollars)

Assets		
1	Cash	1
2	Accounts receivable, net	2
3	Inventories	3
4	Bonds and notes receivable (attach an itemized list)	4
5	Corporate stocks (attach an itemized list)	5
6	Loans receivable (attach an itemized list)	6
7	Other investments (attach an itemized list)	7
8	Depreciable and depletable assets (attach an itemized list)	8
9	Land	9
10	Other assets (attach an itemized list)	10
11	Total Assets (add lines 1 through 10)	11
Liabilities		
12	Accounts payable	12
13	Contributions, gifts, grants, etc. payable	13
14	Mortgages and notes payable (attach an itemized list)	14
15	Other liabilities (attach an itemized list)	15
16	Total Liabilities (add lines 12 through 15)	16
Fund Balances or Net Assets		
17	Total fund balances or net assets	17
18	Total Liabilities and Fund Balances or Net Assets (add lines 16 and 17)	18
19	Have there been any substantial changes in your assets or liabilities since the end of the period shown above? If "Yes," explain. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

Part X Public Charity Status

Part X is designed to classify you as an organization that is either a **private foundation** or a **public charity**. Public charity status is a more favorable tax status than private foundation status. If you are a private foundation, Part X is designed to further determine whether you are a **private operating foundation**. (See Instructions.)

1a Are you a private foundation? If "Yes," go to line 1b. If "No," go to line 5 and proceed as instructed. ☐ Yes ☒ No
If you are unsure, see the instructions.

b As a private foundation, section 508(e) requires special provisions in your organizing document in addition to those that apply to all organizations described in section 501(c)(3). Check the box to confirm that your organizing document meets this requirement, whether by express provision or by reliance on operation of state law. Attach a statement that describes specifically where your organizing document meets this requirement, such as a reference to a particular article or section in your organizing document or by operation of state law. See the Instructions, including Appendix B, for information about the special provisions that need to be contained in your organizing document. Go to line 2. ☐

2 Are you a private operating foundation? To be a private operating foundation you must engage directly in the active conduct of charitable, religious, educational, and similar activities, as opposed to indirectly carrying out these activities by providing grants to individuals or other organizations. If "Yes," go to line 3. If "No," go to the signature section of Part XI. ☐ Yes ☐ No

3 Have you existed for one or more years? If "Yes," attach financial information showing that you are a private operating foundation; go to the signature section of Part XI. If "No," continue to line 4. ☐ Yes ☐ No

4 Have you attached either (1) an affidavit or opinion of counsel, (including a written affidavit or opinion from a certified public accountant or accounting firm with expertise regarding this tax law matter), that sets forth facts concerning your operations and support to demonstrate that you are likely to satisfy the requirements to be classified as a private operating foundation; or (2) a statement describing your proposed operations as a private operating foundation? ☐ Yes ☐ No

5 If you answered "No" to line 1a, indicate the type of public charity status you are requesting by checking one of the choices below. You may check only one box.

The organization is not a private foundation because it is:

a 509(a)(1) and 170(b)(1)(A)(i)—a church or a convention or association of churches. Complete and attach Schedule A. ☐

b 509(a)(1) and 170(b)(1)(A)(ii)—a school. Complete and attach Schedule B. ☐

c 509(a)(1) and 170(b)(1)(A)(iii)—a hospital, a cooperative hospital service organization, or a medical research organization operated in conjunction with a hospital. Complete and attach Schedule C. ☐

d 509(a)(3)—an organization supporting either one or more organizations described in line 5a through c, f, g, or h or a publicly supported section 501(c)(4), (5), or (6) organization. Complete and attach Schedule D. ☐

Part X Public Charity Status (Continued)

- e** 509(a)(4)—an organization organized and operated exclusively for testing for public safety. ☐
- f** 509(a)(1) and 170(b)(1)(A)(iv)—an organization operated for the benefit of a college or university that is owned or operated by a governmental unit. ☐
- g** 509(a)(1) and 170(b)(1)(A)(vi)—an organization that receives a substantial part of its financial support in the form of contributions from publicly supported organizations, from a governmental unit, or from the general public. ☐
- h** 509(a)(2)—an organization that normally receives not more than one-third of its financial support from gross **investment income** and receives more than one-third of its financial support from contributions, membership fees, and gross receipts from activities related to its exempt functions (subject to certain exceptions). ☐
- i** A publicly supported organization, but unsure if it is described in 5g or 5h. The organization would like the IRS to decide the correct status. ☐

6 If you checked box g, h, or i in question 5 above, you must request either an **advance** or a **definitive ruling** by selecting one of the boxes below. Refer to the instructions to determine which type of ruling you are eligible to receive.

- a Request for Advance Ruling:** By checking this box and signing the consent, pursuant to section 6501(c)(4) of the Code you request an advance ruling and agree to extend the statute of limitations on the assessment of excise tax under section 4940 of the Code. The tax will apply only if you do not establish public support status at the end of the 5-year advance ruling period. The assessment period will be extended for the 5 advance ruling years to 8 years, 4 months, and 15 days beyond the end of the first year. You have the right to refuse or limit the extension to a mutually agreed-upon period of time or issue(s). Publication 1035, *Extending the Tax Assessment Period*, provides a more detailed explanation of your rights and the consequences of the choices you make. You may obtain Publication 1035 free of charge from the IRS web site at www.irs.gov or by calling toll-free 1-800-829-3676. Signing this consent will not deprive you of any appeal rights to which you would otherwise be entitled. If you decide not to extend the statute of limitations, you are not eligible for an advance ruling. ☐

Consent Fixing Period of Limitations Upon Assessment of Tax Under Section 4940 of the Internal Revenue Code

For Organization

(Signature of Officer, Director, Trustee, or other authorized official)

(Type or print name of signer)

(Date)

(Type or print title or authority of signer)

For IRS Use Only

IRS Director, Exempt Organizations

(Date)

- b Request for Definitive Ruling:** Check this box if you have completed one tax year of at least 8 full months and you are requesting a definitive ruling. To confirm your public support status, answer line 6b(i) if you checked box g in line 5 above. Answer line 6b(ii) if you checked box h in line 5 above. If you checked box i in line 5 above, answer both lines 6b(i) and (ii). ☐

- (i) (a)** Enter 2% of line 8, column (e) on Part IX-A, Statement of Revenues and Expenses. ☐
- (b)** Attach a list showing the name and amount contributed by each person, company, or organization whose gifts totaled more than the 2% amount. If the answer is "None," check this box. ☐
- (ii) (a)** For each year amounts are included on lines 1, 2, and 9 of Part IX-A, Statement of Revenues and Expenses, attach a list showing the name of and amount received from each **disqualified person**. If the answer is "None," check this box. ☐
- (b)** For each year amounts are included on line 9 of Part IX-A, Statement of Revenues and Expenses, attach a list showing the name of and amount received from each payer, other than a disqualified person, whose payments were more than the larger of (1) 1% of line 10, Part IX-A, Statement of Revenues and Expenses, or (2) \$5,000. If the answer is "None," check this box. ☐

- 7** Did you receive any unusual grants during any of the years shown on Part IX-A, Statement of Revenues and Expenses? If "Yes," attach a list including the name of the contributor, the date and amount of the grant, a brief description of the grant, and explain why it is unusual. ☐ Yes ☐ No

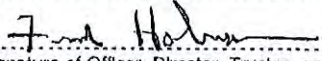
Part XI User Fee Information

You must include a user fee payment with this application. It will not be processed without your paid user fee. If your average annual gross receipts have exceeded or will exceed \$10,000 annually over a 4-year period, you must submit payment of \$750. If your gross receipts have not exceeded or will not exceed \$10,000 annually over a 4-year period, the required user fee payment is \$300. See Instructions for Part XI, for a definition of **gross receipts** over a 4-year period. Your check or money order must be made payable to the United States Treasury. *User fees are subject to change. Check our website at www.irs.gov and type "User Fee" in the keyword box, or call Customer Account Services at 1-877-829-5500 for current information.*

- 1** Have your annual gross receipts averaged or are they expected to average not more than \$10,000? ☐ Yes ☒ No
If "Yes," check the box on line 2 and enclose a user fee payment of \$300 (Subject to change—see above).
If "No," check the box on line 3 and enclose a user fee payment of \$750 (Subject to change—see above).
- 2** Check the box if you have enclosed the reduced user fee payment of \$300 (Subject to change). ☐
- 3** Check the box if you have enclosed the user fee payment of \$750 (Subject to change). ☒

I declare under the penalties of perjury that I am authorized to sign this application on behalf of the above organization and that I have examined this application, including the accompanying schedules and attachments, and to the best of my knowledge it is true, correct, and complete.

Please
Sign
Here


(Signature of Officer, Director, Trustee, or other
authorized official)

Frank Holman

(Type or print name of signer)

Director and President

(Type or print title or authority of signer)

8/24/2012
(Date)

Reminder: Send the completed Form 1023 Checklist with your filled-in-application.

Form **1023** (Rev. 6-2006)

Schedule A. Churches

1a	Do you have a written creed, statement of faith, or summary of beliefs? If "Yes," attach copies of relevant documents.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
b	Do you have a form of worship? If "Yes," describe your form of worship.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2a	Do you have a formal code of doctrine and discipline? If "Yes," describe your code of doctrine and discipline.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
b	Do you have a distinct religious history? If "Yes," describe your religious history.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
c	Do you have a literature of your own? If "Yes," describe your literature.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
3	Describe the organization's religious hierarchy or ecclesiastical government.		
4a	Do you have regularly scheduled religious services? If "Yes," describe the nature of the services and provide representative copies of relevant literature such as church bulletins.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
b	What is the average attendance at your regularly scheduled religious services? _____		
5a	Do you have an established place of worship? If "Yes," refer to the instructions for the information required.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
b	Do you own the property where you have an established place of worship?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
6	Do you have an established congregation or other regular membership group? If "No," refer to the instructions.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
7	How many members do you have? _____		
8a	Do you have a process by which an individual becomes a member? If "Yes," describe the process and complete lines 8b-8d, below.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
b	If you have members, do your members have voting rights, rights to participate in religious functions, or other rights? If "Yes," describe the rights your members have.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
c	May your members be associated with another denomination or church?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
d	Are all of your members part of the same family?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
9	Do you conduct baptisms, weddings, funerals, etc.?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
10	Do you have a school for the religious instruction of the young?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
11a	Do you have a minister or religious leader? If "Yes," describe this person's role and explain whether the minister or religious leader was ordained, commissioned, or licensed after a prescribed course of study.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
b	Do you have schools for the preparation of your ordained ministers or religious leaders?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
12	Is your minister or religious leader also one of your officers, directors, or trustees?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
13	Do you ordain, commission, or license ministers or religious leaders? If "Yes," describe the requirements for ordination, commission, or licensure.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
14	Are you part of a group of churches with similar beliefs and structures? If "Yes," explain. Include the name of the group of churches.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
15	Do you issue church charters? If "Yes," describe the requirements for issuing a charter.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
16	Did you pay a fee for a church charter? If "Yes," attach a copy of the charter.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
17	Do you have other information you believe should be considered regarding your status as a church? If "Yes," explain.	<input type="checkbox"/> Yes	<input type="checkbox"/> No

Schedule B. Schools, Colleges, and Universities

If you operate a school as an activity, complete Schedule B

Section I Operational Information

- 1a** Do you normally have a regularly scheduled curriculum, a regular faculty of qualified teachers, a regularly enrolled student body, and facilities where your educational activities are regularly carried on? If "No," do not complete the remainder of Schedule B. ☐ Yes ☐ No
- b** Is the primary function of your school the presentation of formal instruction? If "Yes," describe your school in terms of whether it is an elementary, secondary, college, technical, or other type of school. If "No," do not complete the remainder of Schedule B. ☐ Yes ☐ No
- 2a** Are you a public school because you are operated by a state or subdivision of a state? If "Yes," explain how you are operated by a state or subdivision of a state. Do not complete the remainder of Schedule B. ☐ Yes ☐ No
- b** Are you a public school because you are operated wholly or predominantly from government funds or property? If "Yes," explain how you are operated wholly or predominantly from government funds or property. Submit a copy of your funding agreement regarding government funding. Do not complete the remainder of Schedule B. ☐ Yes ☐ No
- 3** In what public school district, county, and state are you located?
Lincoln, Washington County, Arkansas
- 4** Were you formed or substantially expanded at the time of public school desegregation in the above school district or county? ☐ Yes ☐ No
- 5** Has a state or federal administrative agency or judicial body ever determined that you are racially discriminatory? If "Yes," explain. ☐ Yes ☐ No
- 6** Has your right to receive financial aid or assistance from a governmental agency ever been revoked or suspended? If "Yes," explain. ☐ Yes ☐ No
- 7** Do you or will you contract with another organization to develop, build, market, or finance your facilities? If "Yes," explain how that entity is selected, explain how the terms of any contracts or other agreements are negotiated at arm's length, and explain how you determine that you will pay no more than fair market value for services. ☐ Yes ☐ No
- Note.** Make sure your answer is consistent with the information provided in Part VIII, line 7a.
- 8** Do you or will you manage your activities or facilities through your own employees or volunteers? If "No," attach a statement describing the activities that will be managed by others, the names of the persons or organizations that manage or will manage your activities or facilities, and how these managers were or will be selected. Also, submit copies of any contracts, proposed contracts, or other agreements regarding the provision of management services for your activities or facilities. Explain how the terms of any contracts or other agreements were or will be negotiated, and explain how you determine you will pay no more than fair market value for services. ☐ Yes ☐ No

Note. Answer "Yes" if you manage or intend to manage your programs through your own employees or by using volunteers. Answer "No" if you engage or intend to engage a separate organization or independent contractor. Make sure your answer is consistent with the information provided in Part VIII, line 7b.

Section II Establishment of Racially Nondiscriminatory PolicyInformation required by **Revenue Procedure 75-50.**

- 1** Have you adopted a racially nondiscriminatory policy as to students in your organizing document, bylaws, or by resolution of your governing body? If "Yes," state where the policy can be found or supply a copy of the policy. If "No," you must adopt a nondiscriminatory policy as to students before submitting this application. See Publication 557. ☐ Yes ☐ No
- 2** Do your brochures, application forms, advertisements, and catalogues dealing with student admissions, programs, and scholarships contain a statement of your racially nondiscriminatory policy? ☐ Yes ☐ No
- a** If "Yes," attach a representative sample of each document.
- b** If "No," by checking the box to the right you agree that all future printed materials, including website content, will contain the required nondiscriminatory policy statement. ☒
- 3** Have you published a notice of your nondiscriminatory policy in a newspaper of general circulation that serves all racial segments of the community? (See the instructions for specific requirements.) If "No," explain. ☐ Yes ☐ No
- 4** Does or will the organization (or any department or division within it) discriminate in any way on the basis of race with respect to admissions; use of facilities or exercise of student privileges; faculty or administrative staff; or scholarship or loan programs? If "Yes," for any of the above, explain fully. ☐ Yes ☐ No

Schedule B. Schools, Colleges, and Universities (Continued)

- 5** Complete the table below to show the racial composition for the current academic year and projected for the next academic year, of: (a) the student body, (b) the faculty, and (c) the administrative staff. Provide actual numbers rather than percentages for each racial category.

If you are not operational, submit an estimate based on the best information available (such as the racial composition of the community served).

Racial Category	(a) Student Body		(b) Faculty		(c) Administrative Staff	
	Current Year	Next Year	Current Year	Next Year	Current Year	Next Year
N/A						
Total						

- 6** In the table below, provide the number and amount of loans and scholarships awarded to students enrolled by racial categories.

Racial Category	Number of Loans		Amount of Loans		Number of Scholarships		Amount of Scholarships	
	Current Year	Next Year	Current Year	Next Year	Current Year	Next Year	Current Year	Next Year
N/A								
Total								

- 7a** Attach a list of your incorporators, founders, board members, and donors of land or buildings, whether individuals or organizations.

- b** Do any of these individuals or organizations have an objective to maintain segregated public or private school education? If "Yes," explain.

☐ Yes ☒ No

- 8** Will you maintain records according to the non-discrimination provisions contained in Revenue Procedure 75-50? If "No," explain. (See instructions.)

☒ Yes ☐ No

Schedule C. Hospitals and Medical Research Organizations

Check the box if you are a **hospital**. See the instructions for a definition of the term "hospital," which includes an organization whose principal purpose or function is providing **hospital or medical care**. Complete Section I below. ☐

Check the box if you are a **medical research organization** operated in conjunction with a hospital. See the instructions for a definition of the term "medical research organization," which refers to an organization whose principal purpose or function is medical research and which is directly engaged in the continuous active conduct of medical research in conjunction with a hospital. Complete Section II. ☐

Section I Hospitals

- 1a** Are all the doctors in the community eligible for staff privileges? If "No," give the reasons why and explain how the medical staff is selected. ☐ **Yes** ☐ **No**
- 2a** Do you or will you provide medical services to all individuals in your community who can pay for themselves or have private health insurance? If "No," explain. ☐ **Yes** ☐ **No**
- b** Do you or will you provide medical services to all individuals in your community who participate in Medicare? If "No," explain. ☐ **Yes** ☐ **No**
- c** Do you or will you provide medical services to all individuals in your community who participate in Medicaid? If "No," explain. ☐ **Yes** ☐ **No**
- 3a** Do you or will you require persons covered by Medicare or Medicaid to pay a deposit before receiving services? If "Yes," explain. ☐ **Yes** ☐ **No**
- b** Does the same deposit requirement, if any, apply to all other patients? If "No," explain. ☐ **Yes** ☐ **No**
- 4a** Do you or will you maintain a full-time emergency room? If "No," explain why you do not maintain a full-time emergency room. Also, describe any emergency services that you provide. ☐ **Yes** ☐ **No**
- b** Do you have a policy on providing emergency services to persons without apparent means to pay? If "Yes," provide a copy of the policy. ☐ **Yes** ☐ **No**
- c** Do you have any arrangements with police, fire, and voluntary ambulance services for the delivery or admission of emergency cases? If "Yes," describe the arrangements, including whether they are written or oral agreements. If written, submit copies of all such agreements. ☐ **Yes** ☐ **No**
- 5a** Do you provide for a portion of your services and facilities to be used for charity patients? If "Yes," answer 5b through 5e. ☐ **Yes** ☐ **No**
- b** Explain your policy regarding charity cases, including how you distinguish between charity care and bad debts. Submit a copy of your written policy.
- c** Provide data on your past experience in admitting charity patients, including amounts you expend for treating charity care patients and types of services you provide to charity care patients.
- d** Describe any arrangements you have with federal, state, or local governments or government agencies for paying for the cost of treating charity care patients. Submit copies of any written agreements.
- e** Do you provide services on a sliding fee schedule depending on financial ability to pay? If "Yes," submit your sliding fee schedule. ☐ **Yes** ☐ **No**
- 6a** Do you or will you carry on a formal program of medical training or medical research? If "Yes," describe such programs, including the type of programs offered, the scope of such programs, and affiliations with other hospitals or medical care providers with which you carry on the medical training or research programs. ☐ **Yes** ☐ **No**
- b** Do you or will you carry on a formal program of community education? If "Yes," describe such programs, including the type of programs offered, the scope of such programs, and affiliation with other hospitals or medical care providers with which you offer community education programs. ☐ **Yes** ☐ **No**
- 7** Do you or will you provide office space to physicians carrying on their own medical practices? If "Yes," describe the criteria for who may use the space, explain the means used to determine that you are paid at least fair market value, and submit representative lease agreements. ☐ **Yes** ☐ **No**
- 8** Is your board of directors comprised of a majority of individuals who are representative of the community you serve? Include a list of each board member's name and business, financial, or professional relationship with the hospital. Also, identify each board member who is representative of the community and describe how that individual is a community representative. ☐ **Yes** ☐ **No**
- 9** Do you participate in any joint ventures? If "Yes," state your ownership percentage in each joint venture, list your investment in each joint venture, describe the tax status of other participants in each joint venture (including whether they are section 501(c)(3) organizations), describe the activities of each joint venture, describe how you exercise control over the activities of each joint venture, and describe how each joint venture furthers your exempt purposes. Also, submit copies of all agreements. ☐ **Yes** ☐ **No**

Note. Make sure your answer is consistent with the information provided in Part VIII, line 8.

Schedule C. Hospitals and Medical Research Organizations (Continued)**Section I Hospitals (Continued)**

- 10** Do you or will you manage your activities or facilities through your own employees or volunteers? If "No," attach a statement describing the activities that will be managed by others, the names of the persons or organizations that manage or will manage your activities or facilities, and how these managers were or will be selected. Also, submit copies of any contracts, proposed contracts, or other agreements regarding the provision of management services for your activities or facilities. Explain how the terms of any contracts or other agreements were or will be negotiated, and explain how you determine you will pay no more than fair market value for services.
Note. Answer "Yes" if you do manage or intend to manage your programs through your own employees or by using volunteers. Answer "No" if you engage or intend to engage a separate organization or independent contractor. Make sure your answer is consistent with the information provided in Part VIII, line 7b. ☐ **Yes** ☐ **No**
- 11** Do you or will you offer recruitment incentives to physicians? If "Yes," describe your recruitment incentives and attach copies of all written recruitment incentive policies. ☐ **Yes** ☐ **No**
- 12** Do you or will you lease equipment, assets, or office space from physicians who have a financial or professional relationship with you? If "Yes," explain how you establish a fair market value for the lease. ☐ **Yes** ☐ **No**
- 13** Have you purchased medical practices, ambulatory surgery centers, or other business assets from physicians or other persons with whom you have a business relationship, aside from the purchase? If "Yes," submit a copy of each purchase and sales contract and describe how you arrived at fair market value, including copies of appraisals. ☐ **Yes** ☐ **No**
- 14** Have you adopted a **conflict of interest policy** consistent with the sample health care organization conflict of interest policy in Appendix A of the instructions? If "Yes," submit a copy of the policy and explain how the policy has been adopted, such as by resolution of your governing board. If "No," explain how you will avoid any conflicts of interest in your business dealings. ☐ **Yes** ☐ **No**

Section II Medical Research Organizations

- 1** Name the hospitals with which you have a relationship and describe the relationship. Attach copies of written agreements with each hospital that demonstrate continuing relationships between you and the hospital(s).
- 2** Attach a schedule describing your present and proposed activities for the direct conduct of medical research; describe the nature of the activities, and the amount of money that has been or will be spent in carrying them out.
- 3** Attach a schedule of assets showing their fair market value and the portion of your assets directly devoted to medical research.

Schedule D. Section 509(a)(3) Supporting Organizations**Section I Identifying Information About the Supported Organization(s)**

- 1** State the names, addresses, and EINs of the supported organizations. If additional space is needed, attach a separate sheet.

Name	Address	EIN
		—
		—

- 2** Are all supported organizations listed in line 1 public charities under section 509(a)(1) or (2)? If "Yes," go to Section II. If "No," go to line 3. ☐ Yes ☐ No

- 3** Do the supported organizations have tax-exempt status under section 501(c)(4), 501(c)(5), or 501(c)(6)? ☐ Yes ☐ No

If "Yes," for each 501(c)(4), (5), or (6) organization supported, provide the following financial information:

- Part IX-A. Statement of Revenues and Expenses, lines 1–13 and
- Part X, lines 6b(ii)(a), 6b(ii)(b), and 7.

If "No," attach a statement describing how each organization you support is a public charity under section 509(a)(1) or (2).

Section II Relationship with Supported Organization(s)—Three Tests

To be classified as a supporting organization, an organization must meet one of three relationship tests:

- Test 1: "Operated, supervised, or controlled by" one or more publicly supported organizations, or
 Test 2: "Supervised or controlled in connection with" one or more publicly supported organizations, or
 Test 3: "Operated in connection with" one or more publicly supported organizations.

- 1** Information to establish the "operated, supervised, or controlled by" relationship (Test 1)
 Is a majority of your governing board or officers elected or appointed by the supported organization(s)? If "Yes," describe the process by which your governing board is appointed and elected; go to Section III. If "No," continue to line 2. ☐ Yes ☐ No

- 2** Information to establish the "supervised or controlled in connection with" relationship (Test 2)
 Does a majority of your governing board consist of individuals who also serve on the governing board of the supported organization(s)? If "Yes," describe the process by which your governing board is appointed and elected; go to Section III. If "No," go to line 3. ☐ Yes ☐ No

- 3** Information to establish the "operated in connection with" responsiveness test (Test 3)
 Are you a trust from which the named supported organization(s) can enforce and compel an accounting under state law? If "Yes," explain whether you advised the supported organization(s) in writing of these rights and provide a copy of the written communication documenting this; go to Section II, line 5. If "No," go to line 4a. ☐ Yes ☐ No

- 4** Information to establish the alternative "operated in connection with" responsiveness test (Test 3)
- a** Do the officers, directors, trustees, or members of the supported organization(s) elect or appoint one or more of your officers, directors, or trustees? If "Yes," explain and provide documentation; go to line 4d, below. If "No," go to line 4b. ☐ Yes ☐ No
- b** Do one or more members of the governing body of the supported organization(s) also serve as your officers, directors, or trustees or hold other important offices with respect to you? If "Yes," explain and provide documentation; go to line 4d, below. If "No," go to line 4c. ☐ Yes ☐ No
- c** Do your officers, directors, or trustees maintain a close and continuous working relationship with the officers, directors, or trustees of the supported organization(s)? If "Yes," explain and provide documentation. ☐ Yes ☐ No
- d** Do the supported organization(s) have a significant voice in your investment policies, in the making and timing of grants, and in otherwise directing the use of your income or assets? If "Yes," explain and provide documentation. ☐ Yes ☐ No
- e** Describe and provide copies of written communications documenting how you made the supported organization(s) aware of your supporting activities.

Schedule D. Section 509(a)(3) Supporting Organizations (Continued)**Section II Relationship with Supported Organization(s)—Three Tests (Continued)**

- 5** Information to establish the "operated in connection with" integral part test (Test 3)
Do you conduct activities that would otherwise be carried out by the supported organization(s)? If "Yes," explain and go to Section III. If "No," continue to line 6a. ☐ Yes ☐ No
- 6** Information to establish the alternative "operated in connection with" integral part test (Test 3)
a Do you distribute at least 85% of your annual **net income** to the supported organization(s)? If "Yes," go to line 6b. (See instructions.) ☐ Yes ☐ No
If "No," state the percentage of your income that you distribute to each supported organization. Also explain how you ensure that the supported organization(s) are attentive to your operations.
b How much do you contribute annually to each supported organization? Attach a schedule.
c What is the total annual revenue of each supported organization? If you need additional space, attach a list.
d Do you or the supported organization(s) **earmark** your funds for support of a particular program or activity? If "Yes," explain. ☐ Yes ☐ No
- 7a** Does your organizing document specify the supported organization(s) by name? If "Yes," state the article and paragraph number and go to Section III. If "No," answer line 7b. ☐ Yes ☐ No
b Attach a statement describing whether there has been an historic and continuing relationship between you and the supported organization(s).

Section III Organizational Test

- 1a** If you met relationship Test 1 or Test 2 in Section II, your organizing document must specify the supported organization(s) by name, or by naming a similar purpose or charitable class of beneficiaries. If your organizing document complies with this requirement, answer "Yes." If your organizing document does not comply with this requirement, answer "No," and see the instructions. ☐ Yes ☐ No
- b** If you met relationship Test 3 in Section II, your organizing document must generally specify the supported organization(s) by name. If your organizing document complies with this requirement, answer "Yes," and go to Section IV. If your organizing document does not comply with this requirement, answer "No," and see the instructions. ☐ Yes ☐ No

Section IV Disqualified Person Test

You do not qualify as a supporting organization if you are **controlled** directly or indirectly by one or more **disqualified persons** (as defined in section 4946) other than **foundation managers** or one or more organizations that you support. Foundation managers who are also disqualified persons for another reason are disqualified persons with respect to you.

- 1a** Do any persons who are disqualified persons with respect to you, (except individuals who are disqualified persons only because they are foundation managers), appoint any of your foundation managers? If "Yes," (1) describe the process by which disqualified persons appoint any of your foundation managers, (2) provide the names of these disqualified persons and the foundation managers they appoint, and (3) explain how control is vested over your operations (including assets and activities) by persons other than disqualified persons. ☐ Yes ☐ No
- b** Do any persons who have a family or business relationship with any disqualified persons with respect to you, (except individuals who are disqualified persons only because they are foundation managers), appoint any of your foundation managers? If "Yes," (1) describe the process by which individuals with a family or business relationship with disqualified persons appoint any of your foundation managers, (2) provide the names of these disqualified persons, the individuals with a family or business relationship with disqualified persons, and the foundation managers appointed, and (3) explain how control is vested over your operations (including assets and activities) in individuals other than disqualified persons. ☐ Yes ☐ No
- c** Do any persons who are disqualified persons, (except individuals who are disqualified persons only because they are foundation managers), have any influence regarding your operations, including your assets or activities? If "Yes," (1) provide the names of these disqualified persons, (2) explain how influence is exerted over your operations (including assets and activities), and (3) explain how control is vested over your operations (including assets and activities) by individuals other than disqualified persons. ☐ Yes ☐ No

Schedule E. Organizations Not Filing Form 1023 Within 27 Months of Formation

Schedule E is intended to determine whether you are eligible for tax exemption under section 501(c)(3) from the postmark date of your application or from your date of incorporation or formation, whichever is earlier. If you are not eligible for tax exemption under section 501(c)(3) from your date of incorporation or formation, Schedule E is also intended to determine whether you are eligible for tax exemption under section 501(c)(4) for the period between your date of incorporation or formation and the postmark date of your application.

- 1** Are you a church, association of churches, or integrated auxiliary of a church? If "Yes," complete Schedule A and stop here. Do not complete the remainder of Schedule E. ☐ **Yes** ☐ **No**
-
- 2a** Are you a public charity with annual **gross receipts** that are normally \$5,000 or less? If "Yes," stop here. Answer "No" if you are a private foundation, regardless of your gross receipts. ☐ **Yes** ☐ **No**
- b** If your gross receipts were normally more than \$5,000, are you filing this application within 90 days from the end of the tax year in which your gross receipts were normally more than \$5,000? If "Yes," stop here. ☐ **Yes** ☐ **No**
-
- 3a** Were you included as a subordinate in a group exemption application or letter? If "No," go to line 4. ☐ **Yes** ☐ **No**
- b** If you were included as a subordinate in a group exemption letter, are you filing this application within 27 months from the date you were notified by the organization holding the group exemption letter or the Internal Revenue Service that you cease to be covered by the group exemption letter? If "Yes," stop here. ☐ **Yes** ☐ **No**
- c** If you were included as a subordinate in a timely filed group exemption request that was denied, are you filing this application within 27 months from the postmark date of the Internal Revenue Service final adverse ruling letter? If "Yes," stop here. ☐ **Yes** ☐ **No**
-
- 4** Were you created on or before October 9, 1969? If "Yes," stop here. Do not complete the remainder of this schedule. ☐ **Yes** ☐ **No**
-
- 5** If you answered "No" to lines 1 through 4, we cannot recognize you as tax exempt from your date of formation unless you qualify for an extension of time to apply for exemption. Do you wish to request an extension of time to apply to be recognized as exempt from the date you were formed? If "Yes," attach a statement explaining why you did not file this application within the 27-month period. Do not answer lines 6, 7, or 8. If "No," go to line 6a. ☐ **Yes** ☐ **No**
-
- 6a** If you answered "No" to line 5, you can only be exempt under section 501(c)(3) from the postmark date of this application. Therefore, do you want us to treat this application as a request for tax exemption from the postmark date? If "Yes," you are eligible for an advance ruling. Complete Part X, line 6a. If "No," you will be treated as a private foundation. ☐ **Yes** ☐ **No**
- Note.** Be sure your ruling eligibility agrees with your answer to Part X, line 6.
- b** Do you anticipate significant changes in your sources of support in the future? If "Yes," complete line 7 below. ☐ **Yes** ☐ **No**

Schedule E. Organizations Not Filing Form 1023 Within 27 Months of Formation (Continued)

- 7** Complete this item only if you answered "Yes" to line 6b. Include projected revenue for the first two full years following the current tax year.

Type of Revenue	Projected revenue for 2 years following current tax year		
	(a) From To	(b) From To	(c) Total
1 Gifts, grants, and contributions received (do not include unusual grants)			
2 Membership fees received			
3 Gross investment income			
4 Net unrelated business income			
5 Taxes levied for your benefit			
6 Value of services or facilities furnished by a governmental unit without charge (not including the value of services generally furnished to the public without charge)			
7 Any revenue not otherwise listed above or in lines 9-12 below (attach an itemized list)			
8 Total of lines 1 through 7			
9 Gross receipts from admissions, merchandise sold, or services performed, or furnishing of facilities in any activity that is related to your exempt purposes (attach itemized list)			
10 Total of lines 8 and 9			
11 Net gain or loss on sale of capital assets (attach an itemized list)			
12 Unusual grants			
13 Total revenue. Add lines 10 through 12			

- 8** According to your answers, you are only eligible for tax exemption under section 501(c)(3) from the postmark date of your application. However, you may be eligible for tax exemption under section 501(c)(4) from your date of formation to the postmark date of the Form 1023. Tax exemption under section 501(c)(4) allows exemption from federal income tax, but generally not deductibility of contributions under Code section 170. Check the box at right if you want us to treat this as a request for exemption under 501(c)(4) from your date of formation to the postmark date.



Attach a completed Page 1 of Form 1024, Application for Recognition of Exemption Under Section 501(a), to this application.

Schedule F. Homes for the Elderly or Handicapped and Low-Income Housing**Section I General Information About Your Housing****1** Describe the type of housing you provide.**2** Provide copies of any application forms you use for admission.**3** Explain how the public is made aware of your facility.**4a** Provide a description of each facility.**b** What is the total number of residents each facility can accommodate?**c** What is your current number of residents in each facility?**d** Describe each facility in terms of whether residents rent or purchase housing from you.**5** Attach a sample copy of your residency or homeownership contract or agreement.

6 Do you participate in any joint ventures? If "Yes," state your ownership percentage in each joint venture, list your investment in each joint venture, describe the tax status of other participants in each joint venture (including whether they are section 501(c)(3) organizations), describe the activities of each joint venture, describe how you exercise control over the activities of each joint venture, and describe how each joint venture furthers your exempt purposes. Also, submit copies of all joint venture agreements.

☐ **Yes** ☐ **No****Note.** Make sure your answer is consistent with the information provided in Part VIII, line 8.

7 Do you or will you contract with another organization to develop, build, market, or finance your housing? If "Yes," explain how that entity is selected, explain how the terms of any contract(s) are negotiated at arm's length, and explain how you determine you will pay no more than fair market value for services.

☐ **Yes** ☐ **No****Note.** Make sure your answer is consistent with the information provided in Part VIII, line 7a.

8 Do you or will you manage your activities or facilities through your own employees or volunteers? If "No," attach a statement describing the activities that will be managed by others, the names of the persons or organizations that manage or will manage your activities or facilities, and how these managers were or will be selected. Also, submit copies of any contracts, proposed contracts, or other agreements regarding the provision of management services for your activities or facilities. Explain how the terms of any contracts or other agreements were or will be negotiated, and explain how you determine you will pay no more than fair market value for services.

☐ **Yes** ☐ **No**

Note. Answer "Yes" if you do manage or intend to manage your programs through your own employees or by using volunteers. Answer "No" if you engage or intend to engage a separate organization or independent contractor. Make sure your answer is consistent with the information provided in Part VIII, line 7b.

9 Do you participate in any government housing programs? If "Yes," describe these programs.☐ **Yes** ☐ **No**

10a Do you own the facility? If "No," describe any enforceable rights you possess to purchase the facility in the future; go to line 10c. If "Yes," answer line 10b.

☐ **Yes** ☐ **No**

b How did you acquire the facility? For example, did you develop it yourself, purchase a project, etc. Attach all contracts, transfer agreements, or other documents connected with the acquisition of the facility.

c Do you lease the facility or the land on which it is located? If "Yes," describe the parties to the lease(s) and provide copies of all leases.

☐ **Yes** ☐ **No**

Schedule F. Homes for the Elderly or Handicapped and Low-Income Housing (Continued)**Section II Homes for the Elderly or Handicapped**

- 1a** Do you provide housing for the elderly? If "Yes," describe who qualifies for your housing in terms of age, infirmity, or other criteria and explain how you select persons for your housing. ☐ Yes ☐ No
- b** Do you provide housing for the handicapped? If "Yes," describe who qualifies for your housing in terms of disability, income levels, or other criteria and explain how you select persons for your housing. ☐ Yes ☐ No
-
- 2a** Do you charge an entrance or founder's fee? If "Yes," describe what this charge covers, whether it is a one-time fee, how the fee is determined, whether it is payable in a lump sum or on an installment basis, whether it is refundable, and the circumstances, if any, under which it may be waived. ☐ Yes ☐ No
- b** Do you charge periodic fees or maintenance charges? If "Yes," describe what these charges cover and how they are determined. ☐ Yes ☐ No
- c** Is your housing affordable to a significant segment of the elderly or handicapped persons in the community? Identify your **community**. Also, if "Yes," explain how you determine your housing is affordable. ☐ Yes ☐ No
-
- 3a** Do you have an established policy concerning residents who become unable to pay their regular charges? If "Yes," describe your established policy. ☐ Yes ☐ No
- b** Do you have any arrangements with government welfare agencies or others to absorb all or part of the cost of maintaining residents who become unable to pay their regular charges? If "Yes," describe these arrangements. ☐ Yes ☐ No
-
- 4** Do you have arrangements for the healthcare needs of your residents? If "Yes," describe these arrangements. ☐ Yes ☐ No
-
- 5** Are your facilities designed to meet the physical, emotional, recreational, social, religious, and/or other similar needs of the elderly or handicapped? If "Yes," describe these design features. ☐ Yes ☐ No

Section III Low-Income Housing

- 1** Do you provide low-income housing? If "Yes," describe who qualifies for your housing in terms of income levels or other criteria, and describe how you select persons for your housing. ☐ Yes ☐ No
-
- 2** In addition to rent or mortgage payments, do residents pay periodic fees or maintenance charges? If "Yes," describe what these charges cover and how they are determined. ☐ Yes ☐ No
-
- 3a** Is your housing affordable to low income residents? If "Yes," describe how your housing is made affordable to low-income residents. ☐ Yes ☐ No
- Note.** Revenue Procedure 96-32, 1996-1 C.B. 717, provides guidelines for providing low-income housing that will be treated as charitable. (At least 75% of the units are occupied by low-income tenants or 40% are occupied by tenants earning not more than 120% of the very low-income levels for the area.)
- b** Do you impose any restrictions to make sure that your housing remains affordable to low-income residents? If "Yes," describe these restrictions. ☐ Yes ☐ No
-
- 4** Do you provide social services to residents? If "Yes," describe these services. ☐ Yes ☐ No

Schedule G. Successors to Other Organizations

1a Are you a successor to a **for-profit organization**? If "Yes," explain the relationship with the predecessor organization that resulted in your creation and complete line 1b. ☐ Yes ☐ No

b Explain why you took over the activities or assets of a for-profit organization or converted from for-profit to nonprofit status.

2a Are you a successor to an organization other than a for-profit organization? Answer "Yes" if you have taken or will take over the activities of another organization; or you have taken or will take over 25% or more of the fair market value of the net assets of another organization. If "Yes," explain the relationship with the other organization that resulted in your creation. ☐ Yes ☐ No

b Provide the tax status of the predecessor organization.

c Did you or did an organization to which you are a successor previously apply for tax exemption under section 501(c)(3) or any other section of the Code? If "Yes," explain how the application was resolved. ☐ Yes ☐ No

d Was your prior tax exemption or the tax exemption of an organization to which you are a successor revoked or suspended? If "Yes," explain. Include a description of the corrections you made to re-establish tax exemption. ☐ Yes ☐ No

e Explain why you took over the activities or assets of another organization.

3 Provide the name, last address, and EIN of the predecessor organization and describe its activities.

Name: _____ **EIN:** _____

Address: _____

4 List the owners, partners, principal stockholders, officers, and governing board members of the predecessor organization. Attach a separate sheet if additional space is needed.

Name	Address	Share/Interest (If a for-profit)

5 Do or will any of the persons listed in line 4, maintain a working relationship with you? If "Yes," describe the relationship in detail and include copies of any agreements with any of these persons or with any for-profit organizations in which these persons own more than a 35% interest. ☐ Yes ☐ No

6a Were any assets transferred, whether by gift or sale, from the predecessor organization to you? If "Yes," provide a list of assets, indicate the value of each asset, explain how the value was determined, and attach an appraisal, if available. For each asset listed, also explain if the transfer was by gift, sale, or combination thereof. ☐ Yes ☐ No

b Were any restrictions placed on the use or sale of the assets? If "Yes," explain the restrictions. ☐ Yes ☐ No

c Provide a copy of the agreement(s) of sale or transfer.

7 Were any debts or liabilities transferred from the predecessor for-profit organization to you? If "Yes," provide a list of the debts or liabilities that were transferred to you, indicating the amount of each, how the amount was determined, and the name of the person to whom the debt or liability is owed. ☐ Yes ☐ No

8 Will you lease or rent any property or equipment previously owned or used by the predecessor for-profit organization, or from persons listed in line 4, or from for-profit organizations in which these persons own more than a 35% interest? If "Yes," submit a copy of the lease or rental agreement(s). Indicate how the lease or rental value of the property or equipment was determined. ☐ Yes ☐ No

9 Will you lease or rent property or equipment to persons listed in line 4, or to for-profit organizations in which these persons own more than a 35% interest? If "Yes," attach a list of the property or equipment, provide a copy of the lease or rental agreement(s), and indicate how the lease or rental value of the property or equipment was determined. ☐ Yes ☐ No

Schedule H. Organizations Providing Scholarships, Fellowships, Educational Loans, or Other Educational Grants to Individuals and Private Foundations Requesting Advance Approval of Individual Grant Procedures**Section I** *Names of individual recipients are not required to be listed in Schedule H.*

Public charities and private foundations complete lines 1a through 7 of this section. See the instructions to Part X if you are not sure whether you are a public charity or a private foundation.

- 1a** Describe the types of educational grants you provide to individuals, such as scholarships, fellowships, loans, etc.
b Describe the purpose and amount of your scholarships, fellowships, and other educational grants and loans that you award.
c If you award educational loans, explain the terms of the loans (interest rate, length, forgiveness, etc.).
d Specify how your program is publicized.
e Provide copies of any solicitation or announcement materials.
f Provide a sample copy of the application used.
- 2** Do you maintain case histories showing recipients of your scholarships, fellowships, educational loans, or other educational grants, including names, addresses, purposes of awards, amount of each grant, manner of selection, and relationship (if any) to officers, trustees, or donors of funds to you? If "No," refer to the instructions. ☐ Yes ☐ No
- 3** Describe the specific criteria you use to determine who is eligible for your program. (For example, eligibility selection criteria could consist of graduating high school students from a particular high school who will attend college, writers of scholarly works about American history, etc.)
- 4a** Describe the specific criteria you use to select recipients. (For example, specific selection criteria could consist of prior academic performance, financial need, etc.)
b Describe how you determine the number of grants that will be made annually.
c Describe how you determine the amount of each of your grants.
d Describe any requirement or condition that you impose on recipients to obtain, maintain, or qualify for renewal of a grant. (For example, specific requirements or conditions could consist of attendance at a four-year college, maintaining a certain grade point average, teaching in public school after graduation from college, etc.)
- 5** Describe your procedures for supervising the scholarships, fellowships, educational loans, or other educational grants. Describe whether you obtain reports and grade transcripts from recipients, or you pay grants directly to a school under an arrangement whereby the school will apply the grant funds only for enrolled students who are in good standing. Also, describe your procedures for taking action if the terms of the award are violated.
- 6** Who is on the selection committee for the awards made under your program, including names of current committee members, criteria for committee membership, and the method of replacing committee members?
- 7** Are relatives of members of the selection committee, or of your officers, directors, or **substantial contributors** eligible for awards made under your program? If "Yes," what measures are taken to ensure unbiased selections? ☐ Yes ☐ No

Note. If you are a private foundation, you are not permitted to provide educational grants to **disqualified persons**. Disqualified persons include your substantial contributors and foundation managers and certain family members of disqualified persons.

Section II **Private foundations complete lines 1a through 4f of this section. Public charities do not complete this section.**

- 1a** If we determine that you are a private foundation, do you want this application to be considered as a request for advance approval of grant making procedures? ☐ Yes ☐ No ☐ N/A
- b** For which section(s) do you wish to be considered?
 • 4945(g)(1)—Scholarship or fellowship grant to an individual for study at an educational institution ☐
 • 4945(g)(3)—Other grants, including loans, to an individual for travel, study, or other similar purposes, to enhance a particular skill of the grantee or to produce a specific product ☐
- 2** Do you represent that you will (1) arrange to receive and review grantee reports annually and upon completion of the purpose for which the grant was awarded, (2) investigate diversions of funds from their intended purposes, and (3) take all reasonable and appropriate steps to recover diverted funds, ensure other grant funds held by a grantee are used for their intended purposes, and withhold further payments to grantees until you obtain grantees' assurances that future diversions will not occur and that grantees will take extraordinary precautions to prevent future diversions from occurring? ☐ Yes ☐ No
- 3** Do you represent that you will maintain all records relating to individual grants, including information obtained to evaluate grantees, identify whether a grantee is a disqualified person, establish the amount and purpose of each grant, and establish that you undertook the supervision and investigation of grants described in line 2? ☐ Yes ☐ No

Schedule H. Organizations Providing Scholarships, Fellowships, Educational Loans, or Other Educational Grants to Individuals and Private Foundations Requesting Advance Approval of Individual Grant Procedures
(Continued)

Section II Private foundations complete lines 1a through 4f of this section. Public charities do not complete this section. (Continued)

- 4a** Do you or will you award scholarships, fellowships, and educational loans to attend an educational institution based on the status of an individual being an *employee of a particular employer*? If "Yes," complete lines 4b through 4f. ☐ Yes ☐ No
- b** Will you comply with the seven conditions and either the percentage tests or facts and circumstances test for scholarships, fellowships, and educational loans to attend an educational institution as set forth in Revenue Procedures 76-47, 1978-2 C.B. 670, and 80-39, 1980-2 C.B. 772, which apply to Inducement, selection committee, eligibility requirements, objective basis of selection, employment, course of study, and other objectives? (See lines 4c, 4d, and 4e, regarding the percentage tests.) ☐ Yes ☐ No
- c** Do you or will you provide scholarships, fellowships, or educational loans to attend an educational institution to employees of a particular employer? ☐ Yes ☐ No ☐ N/A
- If "Yes," will you award grants to 10% or fewer of the eligible applicants who were actually considered by the selection committee in selecting recipients of grants in that year as provided by Revenue Procedures 76-47 and 80-39? ☐ Yes ☐ No
- d** Do you provide scholarships, fellowships, or educational loans to attend an educational institution to children of employees of a particular employer? ☐ Yes ☐ No ☐ N/A
- If "Yes," will you award grants to 25% or fewer of the eligible applicants who were actually considered by the selection committee in selecting recipients of grants in that year as provided by Revenue Procedures 76-47 and 80-39? If "No," go to line 4e. ☐ Yes ☐ No
- e** If you provide scholarships, fellowships, or educational loans to attend an educational institution to children of employees of a particular employer, will you award grants to 10% or fewer of the number of employees' children who can be shown to be eligible for grants (whether or not they submitted an application) in that year, as provided by Revenue Procedures 76-47 and 80-39? ☐ Yes ☐ No ☐ N/A
- If "Yes," describe how you will determine who can be shown to be eligible for grants without submitting an application, such as by obtaining written statements or other information about the expectations of employees' children to attend an educational institution. If "No," go to line 4f.
- Note.** Statistical or sampling techniques are not acceptable. See Revenue Procedure 85-51, 1985-2 C.B. 717, for additional information.
- f** If you provide scholarships, fellowships, or educational loans to attend an educational institution to *children of employees of a particular employer* without regard to either the 25% limitation described in line 4d, or the 10% limitation described in line 4e, will you award grants based on facts and circumstances that demonstrate that the grants will not be considered compensation for past, present, or future services or otherwise provide a significant benefit to the particular employer? If "Yes," describe the facts and circumstances that you believe will demonstrate that the grants are neither compensatory nor a significant benefit to the particular employer. In your explanation, describe why you cannot satisfy either the 25% test described in line 4d or the 10% test described in line 4e. ☐ Yes ☐ No

Form 1023 Checklist

(Revised June 2006)

Application for Recognition of Exemption under Section 501(c)(3) of the Internal Revenue Code

Note. Retain a copy of the completed Form 1023 in your permanent records. Refer to the General Instructions regarding Public Inspection of approved applications.

Check each box to finish your application (Form 1023). Send this completed Checklist with your filled-in application. If you have not answered all the items below, your application may be returned to you as incomplete.

- ☐ Assemble the application and materials in this order:
- Form 1023 Checklist
 - Form 2848, *Power of Attorney and Declaration of Representative* (if filing)
 - Form 8821, *Tax Information Authorization* (if filing)
 - Expedite request (if requesting)
 - Application (Form 1023 and Schedules A through H, as required)
 - Articles of organization
 - Amendments to articles of organization in chronological order
 - Bylaws or other rules of operation and amendments
 - Documentation of nondiscriminatory policy for schools, as required by Schedule B
 - Form 5768, *Election/Revocation of Election by an Eligible Section 501(c)(3) Organization To Make Expenditures To Influence Legislation* (if filing)
 - All other attachments, including explanations, financial data, and printed materials or publications. Label each page with name and EIN.
- ☐ User fee payment placed in envelope on top of checklist. DO NOT STAPLE or otherwise attach your check or money order to your application. Instead, just place it in the envelope.
- ☐ Employer Identification Number (EIN)
- ☐ Completed Parts I through XI of the application, including any requested information and any required Schedules A through H.
- You must provide specific details about your past, present, and planned activities.
 - Generalizations or failure to answer questions in the Form 1023 application will prevent us from recognizing you as tax exempt.
 - Describe your purposes and proposed activities in specific easily understood terms.
 - Financial information should correspond with proposed activities.
- ☐ Schedules. Submit only those schedules that apply to you and check either "Yes" or "No" below.
- | | | | |
|------------|---|------------|---|
| Schedule A | Yes ____ No <input checked="" type="checkbox"/> | Schedule E | Yes ____ No <input checked="" type="checkbox"/> |
| Schedule B | Yes <input checked="" type="checkbox"/> No ____ | Schedule F | Yes ____ No <input checked="" type="checkbox"/> |
| Schedule C | Yes ____ No <input checked="" type="checkbox"/> | Schedule G | Yes ____ No <input checked="" type="checkbox"/> |
| Schedule D | Yes ____ No <input checked="" type="checkbox"/> | Schedule H | Yes ____ No <input checked="" type="checkbox"/> |

- ☐ An exact copy of your complete articles of organization (creating document). Absence of the proper purpose and dissolution clauses is the number one reason for delays in the issuance of determination letters.
- Location of Purpose Clause from Part III, line 1 (Page, Article and Paragraph Number) Pg 1-2, Art V, 5.1-5.2
 - Location of Dissolution Clause from Part III, line 2b or 2c (Page, Article and Paragraph Number) or by operation of state law Pg 3-4, Art V, 5.4
- ☐ Signature of an officer, director, trustee, or other official who is authorized to sign the application.
- Signature at Part XI of Form 1023.
- ☐ Your name on the application must be the same as your legal name as it appears in your articles of organization.

Send completed Form 1023, user fee payment, and all other required information, to:

Internal Revenue Service
P.O. Box 192
Covington, KY 41012-0192

If you are using express mail or a delivery service, send Form 1023, user fee payment, and attachments to:

Internal Revenue Service
201 West Rivercenter Blvd.
Attn: Extracting Stop 312
Covington, KY 41011



Hollis was unavailable. There was no immediate reaction to the lawsuit's dismissal from Hollis' attorney, Ken Swindle of Rogers. Swindle, according to his secretary, was out of the office. He also didn't answer an email sent to him.

"We are pleased with the judge's decision and look to move forward," said Alan Willbourn, the public information officer for the school district.

SEE LAWSUIT PAGE 2A



STAFF PHOTO ANDY SHUPE

Dustin Ross, from left, Shawn Rochier, Brandon Williams, Dennis Osborn and Philip Kealy, all with the city of Fayetteville's Transportation Division, work Tuesday to lay forms before pouring sidewalks along the west side of College Avenue between Mountain and Center streets as a part of a project to improve sidewalks in the area.

ALL AREA PSYCHIATRIST AND FRIEND co-signed a 2007 bank loan with Marr. Mason also gave Marr 45 days to file documents showing his property and assets with the Washington County Circuit Clerk.

The debt owed by Marr is among thousands of dollars in claims against him from former business associates and unpaid federal income taxes.

Marr, who formerly served on the City Council, declined Tuesday to discuss what

ALL AREA PSYCHIATRIST AND FRIEND co-signed a 2007 bank loan with Marr. Mason also gave Marr 45 days to file documents showing his property and assets with the Washington County Circuit Clerk.

Hollomon co-signed loan for \$165,000 from the Bank of Fayetteville. Hollomon claimed in his lawsuit Marr came to him explaining a former employer he accused Marr of embezzlement and he risked facing criminal charges if he didn't repay the company.

SEE DISPUTE PAGE 2A

Former Superintendent Seeks To Open School

IDEA RECEIVES STRONG SUPPORT AT PUBLIC MEETING IN LINCOLN

By Rose Ann Pearce
RPEARCE@WMAZONLINE.COM

LINCOLN — A proposed open enrollment charter school, offering a blend of online courses and classroom time, received strong approval from a small, but supportive

group, Tuesday night.

Frank Holman, retired Lincoln superintendent, plans to apply to the Arkansas State Board of Education to open America's Charter School Arkansas for the 2013-14 school year. The application is due to the Education

Department by Aug. 30.

The Rev. Jerry Mizell, a local pastor, said he was encouraged by Holman's proposal to give teens a connection to alternatives in their education.

Mary Gunter, director of the Center for Leadership and Learning at Arkansas Tech University in Russellville, said, "Anytime there is an opportunity to provide

parents and students with a viable choice, it's a win-win."

The proposal also opens up opportunities for teachers with nontraditional licenses to offer their professional expertise to students, she said.

The public meeting is part of the application process, according to the Education Department's website.

Holman's plan is to enroll 250 students the first year to offer a combination of online classes and personal time with teachers with a technology enriched curriculum which would be personalized and customized to meet the needs of individual students and their families.

The school will be designed to serve students with at-risk needs, language

barriers and students who have difficulty fitting in the traditional school environment.

Students will be required to have 75 hours of community service per year, with 200 presentations to the public and approval on-the-job experience before graduation, Holman said.

SEE SCHOOL PAGE 2A

Memo: Public Meeting for America's Charter School-Arkansas

Where: Lincoln City Community Building on the Square

When: August 14, 2012 6:00-7:00 pm

Attendance: Small number 12-15

Communications: Advertised in NWA Times and Springdale News in regular section of the paper for three weeks prior to the meeting

Sent registered mail to Lincoln Superintendent of letter of intent to pursue the Charter and mailed hard copy of the public hearing to Lincoln, Prairie Grove, and Siloam Springs Superintendent's

Also sent out to all Superintendents in Washington, Benton, and Madison Counties and some in Crawford County, as well as I have personally discussed with seven superintendents in the area

Results: Although those in attendance were small in number they were very supportive and as the NWA Times newspaper article said in the headlines the next day, "Idea for Open School Receives Strong Support at Public Meeting in Lincoln".

Survey Instrument: America's Charter School-Arkansas

1. What is your initial feeling about the information share tonight concerning the proposed America's Charter School?

A. Supportive 100% B. Not Supportive C. Need more information

2. Do you believe this type of open enrollment public charter will help students to become successful?

A. Yes 100% B. No C. Not sure

3. What is your greatest hope for this school to serve students in the area?

All students will be served and have opportunities for college and career
More options, Better financed, That the need for alternatives be made
available to at risk students, Meet the needs of students that are not being
met by other schools, Help students with special circumstances to become
successful, Those who are struggling in the situation they are in now, Provide
choice to parents and students for a high-tech problem based learning
environment, Opportunity for students to have additional options to meet
their diverse needs, Help students who might otherwise "fall through the
cracks", To keep kids learning

4. What are your top concerns or challenges you see ahead for the school?

Funding, Approval and Funding, Changing educators paradigm from threat to
supporting or path for students at the center, Adequate funding stream,
Finance, staffing, public awareness, Other schools support, Getting it started
and up and running, Communications and opportunity

5. Would you like to receive additional information and materials in the future?

A. Yes 90% B. No C. Not now 10%

Comments and Other Suggestions:

Importance of meeting needs of students/connection to college and career tech

Media is represented here tonight

Is a charter school a treat in the area? Committed to making it a win/win for charter and public schools

You have been able to get people to see the benefits.

Will it help prepare for college?

How about preparing teachers for teaching in this type school? It will be like a lab for high tech, energetic and NTL teachers

Home Career Center has been approved-would those \$ be applicable

Encouraged by the ability to offer

Will it be open for adult education classes? Age requirements are what for this school?

Technology, not for profit and start up costs how does it get funded? Use of the foundation funding.

Will there be cooperative funding for start up?

Again very supportive, good questions, excited about the options for parents and students. No negatives and no opposition for people in attendance.

Mayor of Lincoln was not able to attend but made a point to see me the next day and voice his support and encouragement as well as help.

OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL APPLICATION STATEMENT OF ASSURANCES

The signature of the President of the Board of Directors of the proposed public charter school's sponsoring entity certifies that the following statements are and will be addressed through policies adopted by the sponsoring entity and policies to be adopted by the public charter school; and, if the application is approved, that the sponsoring entity, governing body, administration, and staff of the open-enrollment charter shall abide by them:

1. The information submitted in this application is true to the best of my knowledge and belief and this application has been sent to the superintendent of all the districts from which we intend to draw students.
2. The proposed open-enrollment public charter school shall be open to all students, on a space-available basis, and shall not discriminate in its admission policy on the basis of gender, national origin, race, ethnicity, religion, disability, or academic or athletic eligibility, except as follows: the open-enrollment public charter school may adopt admissions policies that are consistent with federal law, regulations, or guidelines applicable to charter schools. The charter may provide for the exclusion of a student who has been expelled from another public school district.
3. In accordance with federal and state laws the proposed open-enrollment public charter school hiring and retention policies of administrators, teachers, and other employees shall not discriminate on the basis of race, color, national origin, creed, sex, ethnicity, sexual orientation, mental or physical disability, age, ancestry, or special need.
4. The proposed open-enrollment public charter school shall operate in accordance with federal laws and rules governing public schools; applicable provisions of the Arkansas Constitution; and state statutes or regulations governing public school not waived by the approved charter.
5. An open-enrollment public charter school shall not use the moneys that it receives from the state for any sectarian program or activity, or as collateral for debt.

However, open-enrollment public charter schools may enter into lease-purchase agreements for school buildings built by private entities with facilities bonds exempt from federal taxes under 26 USCS 142(a) as allowed by Arkansas Code Annotated § 6-20-402. No indebtedness of an open-enrollment public charter school shall ever become a debt of the state of Arkansas.

6. The proposed open-enrollment public charter school shall not impose taxes or charge students tuition or fees that would not be allowable charges in the public school districts.

7. The proposed open-enrollment public charter school shall not be religious in its operations or programmatic offerings.
8. The proposed open-enrollment public charter school shall ensure that any of its employees who qualify for membership in the Arkansas Teacher Retirement System or the State and Public School Employee Insurance Program shall be covered under those systems to the same extent a qualified employee of a traditional school district is covered.
9. The employees and volunteers of the open-enrollment public charter school are held immune from liability to the same extent as other public school district employees and volunteers under applicable state laws.
10. The open-enrollment public charter school shall be reviewed for its potential impact on the efforts of a public school district or public school districts to comply with court orders and statutory obligations to create and maintain a unitary system of desegregated public schools.
11. The proposed open-enrollment public charter school shall comply with all health and safety laws, rules and regulations of the federal, state, county, region, or community that may apply to the facilities and school property.
12. The charter applicant should know that certain provisions of state law shall not be waived. The proposed open-enrollment public charter school is subject to any prohibition, restriction, or requirement imposed by Title 6 of the Arkansas Code Annotated and any rule and regulation approved by the State Board of Education under this title relating to:
 - (a) Monitoring compliance with Arkansas Code Annotated § 6-23-101 et seq. as determined by the Commissioner of the Department of Education;
 - (b) Conducting criminal background checks for employees;
 - (c) High school graduation requirements as established by the State Board of Education;
 - (d) Special education programs as provided by this title;
 - (e) Public school accountability under this title;
 - (f) Ethical guidelines and prohibitions as established by Arkansas Code Annotated § 6-24-101 et seq., and any other controlling state or federal law regarding ethics or conflicts of interest; and

(g) Health and safety codes as established by the State Board of Education and local governmental entities.

13. The facilities of the proposed public charter school shall comply with all requirements for accessibility for individuals with disabilities in accordance with the ADA and IDEA and all other state and federal laws.

14. Should the open-enrollment public charter school voluntarily or involuntary close, the applicant should know that any fees associated with the closing of the school including but not limited to removal of furniture, equipment, general expenses, etc, are the sole responsibility of the sponsoring entity. No indebtedness of any kind incurred or created by the open-enrollment public charter school shall constitute an indebtedness of the state or its political subdivisions, and no indebtedness of the open-enrollment public charter school shall involve or be secured by the faith, credit, or taxing power of the state or its political subdivisions. Upon dissolution of the Open Enrollment Public Charter School or upon nonrenewal or revocation of the charter, all net assets of the Open Enrollment Public Charter School, including any interest in real property, purchased with public funds shall be deemed the property of the state, unless otherwise specified in the charter of the Open Enrollment Public Charter School. If the Open Enrollment Public Charter School used state or federal funds to purchase or finance personal property, real property or fixtures for use by the Open Enrollment Public Charter School, the State Board of Education may require that the property be sold. The state has a perfected priority security interest in the net proceeds from the sale or liquidation of the property to the extent of the public funds used in the purchase.

Signature of
President of the Sponsoring Entity Board of Directors

Date: _____

Print or type name

(g) Health and safety codes as established by the State Board of Education and local governmental entities.

13. The facilities of the proposed public charter school shall comply with all requirements for accessibility for individuals with disabilities in accordance with the ADA and IDEA and all other state and federal laws.
14. Should the open-enrollment public charter school voluntarily or involuntarily close, the applicant should know that any fees associated with the closing of the school including but not limited to removal of furniture, equipment, general expenses, etc, are the sole responsibility of the sponsoring entity. No indebtedness of any kind incurred or created by the open-enrollment public charter school shall constitute an indebtedness of the state or its political subdivisions, and no indebtedness of the open-enrollment public charter school shall involve or be secured by the faith, credit, or taxing power of the state or its political subdivisions. Upon dissolution of the Open Enrollment Public Charter School or upon nonrenewal or revocation of the charter, all net assets of the Open Enrollment Public Charter School, including any interest in real property, purchased with public funds shall be deemed the property of the state, unless otherwise specified in the charter of the Open Enrollment Public Charter School. If the Open Enrollment Public Charter School used state or federal funds to purchase or finance personal property, real property or fixtures for use by the Open Enrollment Public Charter School, the State Board of Education may require that the property be sold. The state has a perfected priority security interest in the net proceeds from the sale or liquidation of the property to the extent of the public funds used in the purchase.


Signature of _____
President of the Sponsoring Entity Board of Directors

Date: 8/28/12


Print or type name _____

Open Enrollment Public Charter School Application Checklist
Required

Submit one page letter of intent by certified mail, following the letter of intent guidelines to ADE Charter School Office. (Copy of Letter to ADE and Certified Mail Receipt)

Submit copy of letter of intent to superintendent of local district by certified mail.
Required

(Copy of Letter and Certified Mail Receipt)

June 27, 2012

To Whom It May Concern:

It is the intention of Dr. Frank Holman and Associates (3) to submit an application for an open-enrollment charter school in Lincoln, Arkansas, to be referred to as America's Charter School (ACS). Frank Holman and Associates (3) is currently in the process of applying for corporate recognition in Arkansas and exemption under Section 501(c)(3) of the Internal Revenue Code.

The contact for ACS is:

Dr. Frank A. Holman, Director
America's Charter School
P. O. Box 554
Lincoln, Arkansas 72744
Phone: (479) 966-7030
Fax: (479) 966-7030
Email: Frankholman1@gmail.com

The proposed school anticipates serving grades 8-12 with a maximum enrollment of 500 students. ACS anticipates serving 250 students in year one.

The purpose of ACS is to meet and address the educational needs of students by way of flexible digital/blended learning educational program. This school will seek to meet and address the educational needs of all students with particular focus to serve students with challenging financial, academic and at risk needs. This school will accomplish this purpose offering a unique, rigorous, quality educational program which has a primary focus involving a high-tech project based learning environment requiring 21st century learning skills.

Sincerely,

A handwritten signature in blue ink, appearing to read "Frank Holman", with a stylized flourish at the end.

Dr. Frank A. Holman, Director AVCS

Cc: Superintendent, Lincoln Consolidated School District

June 27, 2012

To Mr. Clay Hendrix, Superintendent
Lincoln Public Schools:

It is the intention of Dr. Frank Holman and Associates (3) to submit an application for an open-enrollment charter school in Lincoln, Arkansas, to be referred to as America's Charter School (ACS). Frank Holman and Associates (3) is currently in the process of applying for corporate recognition in Arkansas and exemption under Section 501(c)(3) of the Internal Revenue Code.

The contact for ACS is:

Dr. Frank A. Holman, Director
America's Charter School
P. O. Box 554
Lincoln, Arkansas 72744
Phone: (479) 966-7030
Fax: (479) 966-7030
Email: Frankholman1@gmail.com

The proposed school anticipates serving grades 8-12 with a maximum enrollment of 500 students. ACS anticipates serving 250 students in year one.

The purpose of ACS is to meet and address the educational needs of students by way of flexible digital/blended learning educational program. This school will seek to meet and address the educational needs of all students with particular focus to serve students with challenging financial, academic and at risk needs. This school will accomplish this purpose offering a unique, rigorous, quality educational program, which has a primary focus of involving a high-tech project, based learning environment requiring 21st century learning skills.

Sincerely,



Dr. Frank A. Holman, Director AVCS

Cc: Superintendent Prairie Grove Public School District
Cc: Superintendent Siloam Springs Public School District

REGISTERED MAIL RECEIPT
 This receipt is valid only if the item is received by the addressee at the address shown on the label. It is not valid if the item is received by anyone other than the addressee.

Article Number: 7008 1830 0002 8856 8019

Postmark: LINCOLN AR 12744-9998

USPS

REGISTERED MAIL RECEIPT
 This receipt is valid only if the item is received by the addressee at the address shown on the label. It is not valid if the item is received by anyone other than the addressee.

Article Number: 7008 1830 0002 8856 8002

Postmark: LINCOLN AR 12744-9998

USPS

SENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 ■ Print your name and address on the reverse so that we can return the card to you.
 ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 ARKANSAS DEPT OF CORRECTION
 CHARTER SCHOOL OFFICE
 FOUR CAPITAL BLVD, ROOM 105-C
 LITTLE ROCK, AR 72201

2. Article Number (Transfer from label)
 7008 1830 0002 8856 8019

PS Form 3811, February 2004 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 ■ Print your name and address on the reverse so that we can return the card to you.
 ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 CLAY HENDRIX, SGT
 LINCOLN POLICE STATION
 PO BOX 1127
 LINCOLN, AR 72749

2. Article Number (Transfer from label)
 7008 1830 0002 8856 8002

PS Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature
☒ Agent
☐ Addressee

B. Received by (Printed Name)
 JOHN DE LEASE 7-27-72

C. Date of Delivery
 7-27-72

D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

COMPLETE THIS SECTION ON DELIVERY

A. Signature
☒ Agent
☐ Addressee

B. Received by (Printed Name)
 Blendia Curtis 7/2/72

C. Date of Delivery
 7/2/72

D. Is delivery address different from item 1? ☐ Yes ☒ No
 If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

102595-02-M-1540

Domestic Return Receipt

PS Form 3811, February 2004

July 27, 2012

Mr. Clay Hendrix, Supt. Lincoln Public Schools:

Wanted to share with you the following information and make sure you are aware of the Public Meeting on August 14 on the square. I have sent this to Mike at the Coop and asked him to give to the other superintendents in the coop. I have visited with several but will be happy to share how this could be a win/win for districts and the charter. Several of the applications are from out of state charters with corporations from out of state. I believe it will be better to have someone from in state and a supporter of public education to be approved for an open enrollment public charter school.

I am planning this charter to market home schoolers, students that struggle in a traditional school, at risk students, and students that need more flexibility.

Information below is provided to help you better understand the process and charter plan, hopefully if you or other superintendent's have questions just let me know or give me a call.

Thanks,


Frank Holman

July 27, 2012

Dr. Allen Williams, Supt. Prairie Grove Public Schools:

Wanted to share with you the following information and make sure you are aware of the Public Meeting on August 14 on the square. I have sent this to Mike at the Coop and asked him to give to the other superintendents in the coop. I have visited with several but will be happy to share how this could be a win/win for districts and the charter. Several of the applications are from out of state charters with corporations from out of state. I believe it will be better to have someone from in state and a supporter of public education to be approved for an open enrollment public charter school.

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Thanks,


Frank Holman

July 27, 2012

Mr. Ken Ramey, Supt. Siloam Springs Public Schools:

Wanted to share with you the following information and make sure you are aware of the Public Meeting on August 14 on the square. I have sent this to Mike at the Coop and asked him to give to the other superintendents in the coop. I have visited with several but will be happy to share how this could be a win/win for districts and the charter. Several of the applications are from out of state charters with corporations from out of state. I believe it will be better to have someone from in state and a supporter of public education to be approved for an open enrollment public charter school.

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Information below is provided to help you better understand the process and charter plan, hopefully if you or other superintendent's have questions just let me know or give me a call.

Thanks,



Frank Holman

**OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL
FACILITIES UTILIZATION AGREEMENT**

Lessor (Owner): Delbert Neil Helm, MBR LINCOLN AREA REALTY LLC

Lessee (Tenant): Frank Holman, Director of America's Charter School

Any information regarding affiliation, family ties, or other relationships between the Lessor (Owner) and Lessee (Tenant) must be disclosed with the facilities lease agreement.

Describe the present use
of the facility:

Vacant Office Spaces

Premises: 303 E. Pridemore
Lincoln, AR 72744
address
Approximately 2000
Square footage

Terms of Lease: One year: August 1, 2013 through July 31, 2014
Under the condition the charter is approved

Rental Amount: \$500 per month

Contingency: The terms of this agreement are contingent upon
America's Charter School-Arkansas(sponsoring
entity) receiving a charter to operate an open-
enrollment public charter school from the State Board
of Education by August of 2013.

Statutory Language Concerning No Indebtedness: No indebtedness of any kind incurred or created by the open-enrollment public charter school shall constitute an indebtedness of the State of Arkansas or its political subdivisions, and no indebtedness of the open-enrollment public charter school shall involve or be secured by the faith, credit, or taxing power of the state or its political subdivisions. An open-enrollment public charter school shall not incur any debt, including any lease, without the prior review and approval of the Commissioner of Education.

Lessee:
Frank Holman

By Frank Holman

Date 8/27/12

Lessor:
Delbert Neil Helm MBR

By Lincoln Area Realty, LLC

Date 8/27/12

August 30, 2012

Dear Mr. Clay Hendrix, Superintendent

The information in the packet is a letter of my intention to apply for an open enrollment charter school. The school is America's Charter School. In the packet you will find:

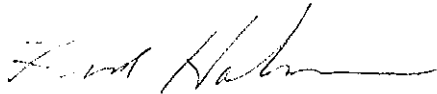
Letter of intent filed with the Arkansas Department of Education and the full Application I plan to submit tomorrow

The application is very extensive and has a lot of required documents included, if you have any questions or need me to discuss the information in detail I will be happy to schedule a time, at your convenience, for a follow up.

I believe this charter can be a win/win for districts and the charter with an opportunity to help students that do not fit into a traditional school have more flexibility and time to obtain their diploma. We are working closely with universities to prepare the students for college and career readiness standards and certifications.

Again, please let me know if you need more information. I respect the dedication and professionalism of NWA administrators and look forward to any comments.

Sincerely,

A handwritten signature in black ink, appearing to read "Frank Holman", with a long horizontal flourish extending to the right.

**Dr. Frank Holman, Director
America's Charter School**

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